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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Dep of Ref
#307

Appl. No. : 10/783,217 Confirmation No.: 6679
Applicant : Michi Garrison et al.
Filing Date : 02/20/2004
Title : METHODS AND APPARATUS FOR LOCALIZED AND SEMI-LOCALIZED
DRUG DELIVERY
Group Art Unit : 3763
Examiner : Not yet assigned
Docket No. : 13854.4003
Customer No. : 34313

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DEC 08 2004

OFFICE OF PETITIONS

**PETITION FOR REIMBURSEMENT OF ADDITIONAL FEES PAID TO RESPOND TO
NOTICE OF INCOMPLETE REPLY**

MAIL STOP OFFICE OF PETITIONS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicants hereby petition for reimbursement of additional fees paid to respond to the Notice of Incomplete Reply mailed November 4, 2003, and that this application proceed to issuance.

The Applicants submitted formal drawings on October 14, 2004, in response to a Notice to File Missing Parts. A copy of this submission is attached as Exhibit A. Also attached as Exhibit B is a copy of the return postcard, indicating that the Transmittal and accompanying formal drawings were received by the Patent Office on October 18, 2004. Therefore, 25 sheets, which included Figures 20A-C, were submitted to the Patent Office.

CERTIFICATE OF MAILING
37 CFR §1.8

I hereby certify, pursuant to 37 CFR §1.8, that I have reasonable basis to expect that that this paper or fee (along with any referred to as being attached or enclosed) would be mailed or transmitted on or before the date indicated with the United States Postal Service with sufficient postage as first class mail on the date shown below in an envelope addressed to Mail Stop Missing Parts, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: November 30, 2004

Karen Johnson
Karen Johnson

Applicant : Michi Garrison et al.
Appl. No. : 10/783,217
Examiner : Not yet assigned
Docket No. : 13854.4003

The Applicants received a Notice of Incomplete Reply, dated November 4, 2004, a copy of which is attached as Exhibit C, stating that the Applicants' reply to the Notice to File Missing Parts was incomplete because Figures 20A-C were not acceptable. The Notice states "[t]he drawings must be made on paper that has a white background.... For example, drawings on graph paper, lined paper, or paper that has a non-white background are not acceptable." The Applicants are under the belief that this Notice of Incomplete Reply was issued erroneously, since the originally submitted formal drawings were in proper format on a white background. Nevertheless, the Applicants' resubmitted Figures 20A-C, a copy of which is attached as Exhibit D. The resubmitted Figures 20A-C are unaltered and identical to the originally submitted Figures 20A-C. Also attached as Exhibit E is a copy of the return postcard, indicating that the resubmitted Figures 20A-C were received by the Patent Office on November 18, 2004.

When Applicants responded to the Notice to File Missing Parts, the Patent Office was authorized to pay the three-month extension fee of \$490.00 from Deposit Account No. 15-0665.

When Applicants filed their response to the Notice of Incomplete Reply, the Patent Office was authorized to pay the five-month extension fee of \$1,040.00 from Deposit Account No. 15-0665. This Petition also includes a list of the activity within Deposit Account No. 15-0665 for the months of October and November 2004 (attached as Exhibits F and G respectively), which clearly shows that the fees for the three-month extension of \$490.00 and the five-month extension of \$1040.00 were all paid via the Deposit Account on October 21, 2004 and November 19, 2004, respectively.

Therefore, Applicants petition the Patent Office for a refund of fees paid in the amount of \$550.00, which represents the difference in fees paid for the three-month extension versus the five-month extension. The basis for this petition is that the Notice of Incomplete Reply, dated November 4, 2004, was issued erroneously and caused the Applicants to request an additional extension of time to resolve the Patent Office error. It is requested that this refund be credited to Deposit Account No. 15-0665, referencing the serial number of this application.

Applicant : Michi Garrison et al.
Appl. No. : 10/783,217
Examiner : Not yet assigned
Docket No. : 13854.4003

Petition Fee

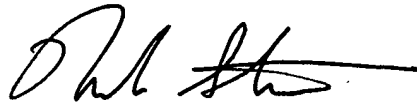
Applicants believe that no fee is due since this petition is being submitted to correct a PTO error.

Respectfully submitted,

ORRICK, HERRINGTON & SUTCLIFFE LLP

Date: November 30, 2004

By



Mark Stirrat, Reg. No. 50,756
Attorney for Applicants

4 Park Plaza, Suite 1600
Irvine, CA 92614-2558
949/567-6700 Telephone
949/567-6710 Facsimile

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/783,217 Confirmation No.: 6679
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Commissioner For Patents
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Alexandria, VA 22313-1450

TRANSMITTAL OF MISSING PARTS

Sir:

1. DOCUMENTS ENCLOSED:

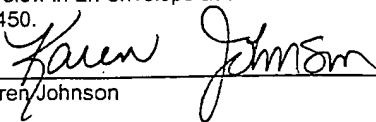
In response to the **NOTICE TO FILE MISSING PARTS OF APPLICATION**
UNDER 37 CFR § 1.53(f), which was mailed by the Patent Office on May 14, 2004,
enclosed are:

- ☒ Declaration
- ☐ Power of Attorney: ☐ Separate or ☐ Combined with Declaration
- ☒ Assignment of the invention to Venomatrix (together with PTO Form 1595)
- ☒ Statement Under 37 CFR § 3.73(b)
- ☒ Formal Drawings (25 pgs)

CERTIFICATE OF MAILING
37 CFR §1.8

I hereby certify, pursuant to 37 CFR §1.8, that I have reasonable basis to expect that that this paper or fee (along with any referred to as being attached or enclosed) would be mailed or transmitted on or before the date indicated with the United States Postal Service with sufficient postage as first class mail on the date shown below in an envelope addressed to Mail Stop Missing Parts, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: October 14, 2004


Karen Johnson

DOCSOC1:156064.1

Applicant : Micni Garrison
 Appl. No. : 10/783,217
 Examiner : Not yet assigned
 Docket No. : 13854.4003

- ☒ A copy of the Notice to File Missing Parts of Application under 37 CFR § 1.53(f)

2. REQUEST FOR EXTENSION OF TIME:

The proceedings herein are for a patent application and the provisions of 37 CFR § 1.136 apply.

- ☒ Applicant(s) petitions for an extension of time under 37 CFR § 1.136 [fees: 37 CFR § 1.17(a)(1)-(5)] for the total number of months checked below:

EXTENSION (months)	FEE FOR SMALL ENTITY	FEE FOR OTHER THAN SMALL ENTITY
<input type="checkbox"/> one month	\$55.00	\$110.00
<input type="checkbox"/> two months	\$215.00	\$430.00
<input checked="" type="checkbox"/> three months	\$490.00	\$980.00
<input type="checkbox"/> four months	\$765.00	\$1,530.00
<input type="checkbox"/> five months	\$1,040.00	\$2,080.00
		Fee \$490.00

- ☒ If any extension fee is required, please consider this a petition therefor.

3. FILING FEES

- ☒ Applicant claims small entity status pursuant to 37 CFR 1.27.

BASIC FILING FEE:					\$0.00
Total Claims	217	- 217	= 0	x \$18.00	\$0.00
Independent Claims	24	- 24	= 0	x \$88.00	\$0.00
Multiple Dependent Claims	\$300	(if applicable)	<input type="checkbox"/>		\$0.00
Surcharge 37 CFR § 1.16(e)	\$130	(if applicable)	<input checked="" type="checkbox"/>		\$130.00
TOTAL OF ABOVE CALCULATIONS					\$130.00
Reduction by ½ for Filing by Small Entity. Note 37 CFR §§ 1.9, 1.27, 1.28. <input checked="" type="checkbox"/>					\$65.00
Extension of Time (from above)					\$490.00
Assignment -- \$40 (if applicable) <input checked="" type="checkbox"/>					\$40.00
TOTAL FEES SUBMITTED HEREWITH					\$595.00

Applicant : Micni Garrison
Appl. No. : 10/783,217
Examiner : Not yet assigned
Docket No. : 13854.4003

4. Method of Payment of fees:

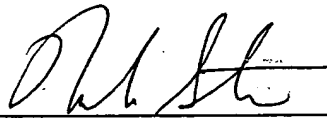
- ☐ A check in the amount of \$_____ is enclosed to cover the above fee(s).
☒ Charge Orrick's Deposit Account No. **15-0665** in the amount of **\$595.00**.
☒ The Commissioner is authorized to charge Orrick's Deposit Account No. **15-0665** for any fees required under 37 CFR §§ 1.16, 1.17 and 1.445 that are not covered, in whole or in part, by a check enclosed herewith and to credit any overpayments to said Deposit Account No. **15-0665**.

Respectfully submitted,

ORRICK, HERRINGTON & SUTCLIFFE LLP

Dated: October 14, 2004

By: _____



Mark Stirrat
Reg. No. 50,756

Orrick, Herrington & Sutcliffe LLP
4 Park Plaza, Suite 1600
Irvine, CA 92614-2558
Tel. 949-567-6700
Fax: 949-567-6710
Customer Number: 34313



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/783,217	02/20/2004	Michi Garrison	13854.4003

CONFIRMATION NO. 6679

34313
 ORRICK, HERRINGTON & SUTCLIFFE, LLP
 4 PARK PLAZA
 SUITE 1600
 IRVINE, CA 92614-2558

FORMALITIES LETTER



OC000000012667629

RECEIVED

Date Mailed: 05/14/2004

DEC 08 2004

NOTICE TO FILE MISSING PARTS OF NON-PROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings must be reasonably free from erasures and must be free from alterations, overwriting, interlineations, folds, and copy marks. See Figure(s) 1A, 1B, 2B, 11A, 11B, 11C, 15A-15C, 17.
 - The drawings must be made on paper that has a white background (see 37 CFR 1.84 (e)). For example, drawings on graph paper, lined paper, or paper that has a non-white background are not acceptable. See Figure(s) 8A, 9, 17, 18A-18C, 19A-19C, 20A-20C, 20C, 21.

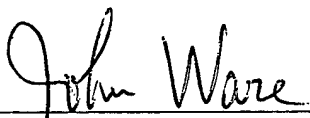
SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

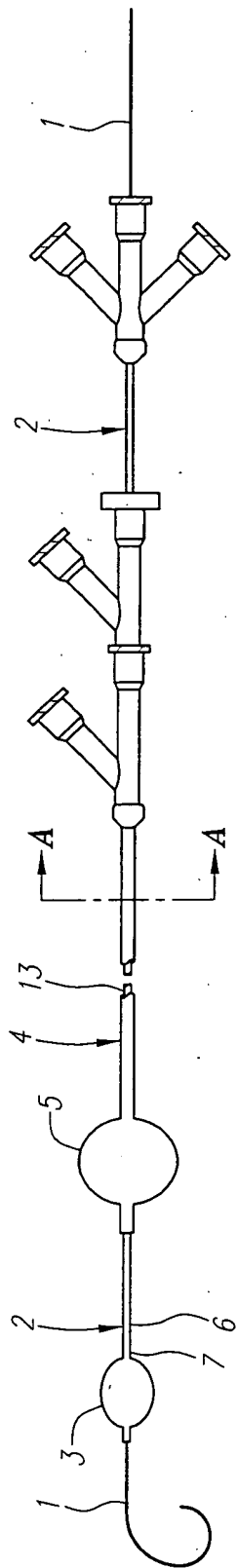


FIG. 1A

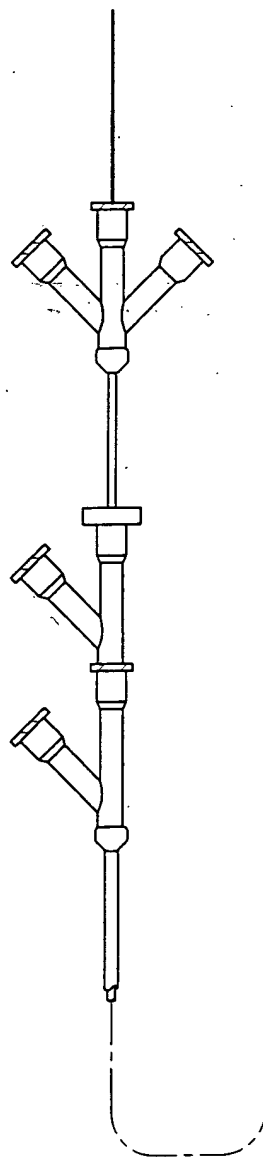
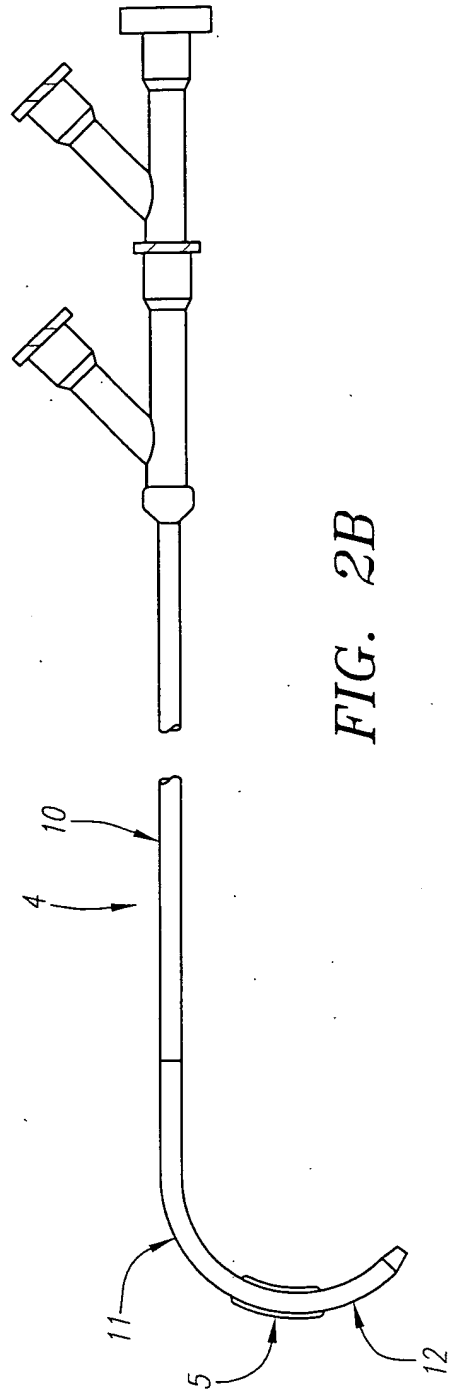
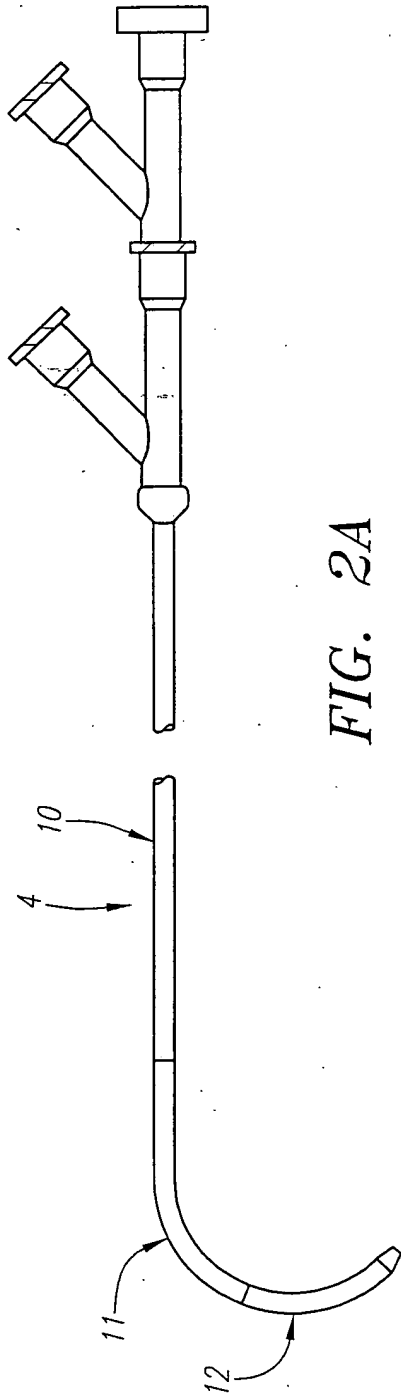


FIG. 1B



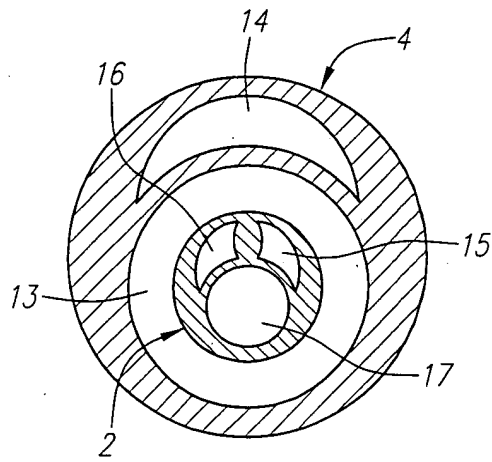


FIG. 3

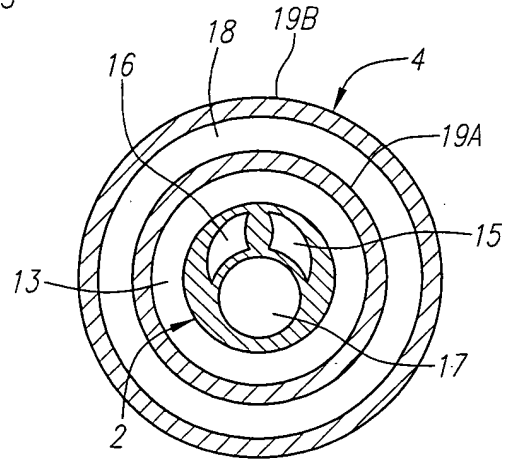


FIG. 4

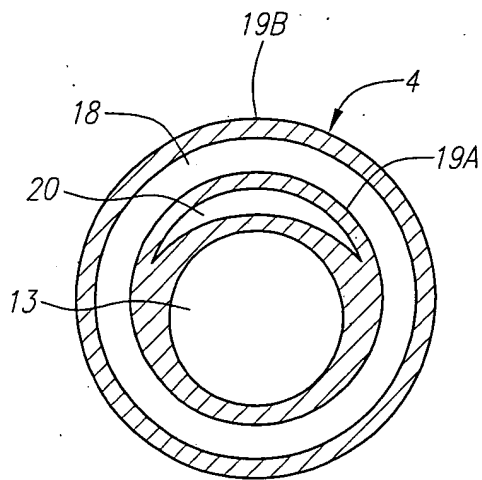


FIG. 5

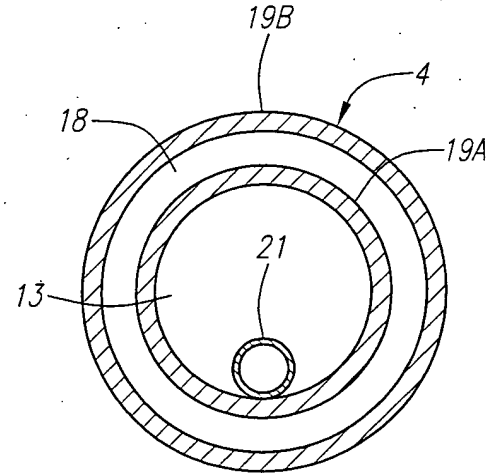


FIG. 6

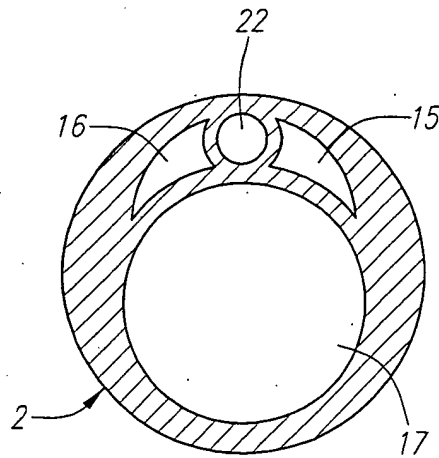


FIG. 7

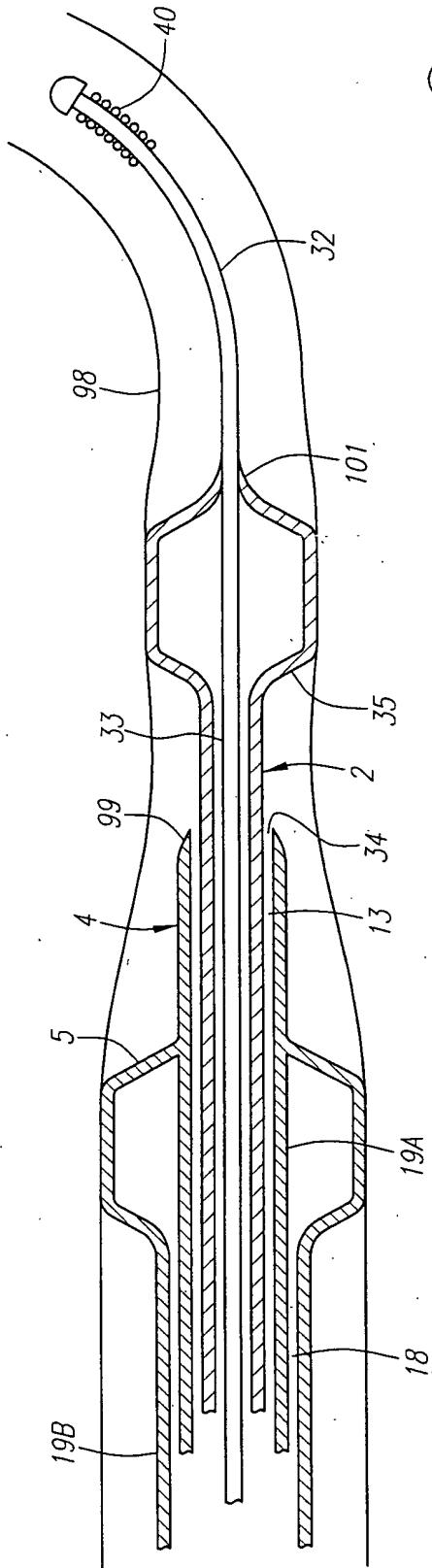


FIG. 8A

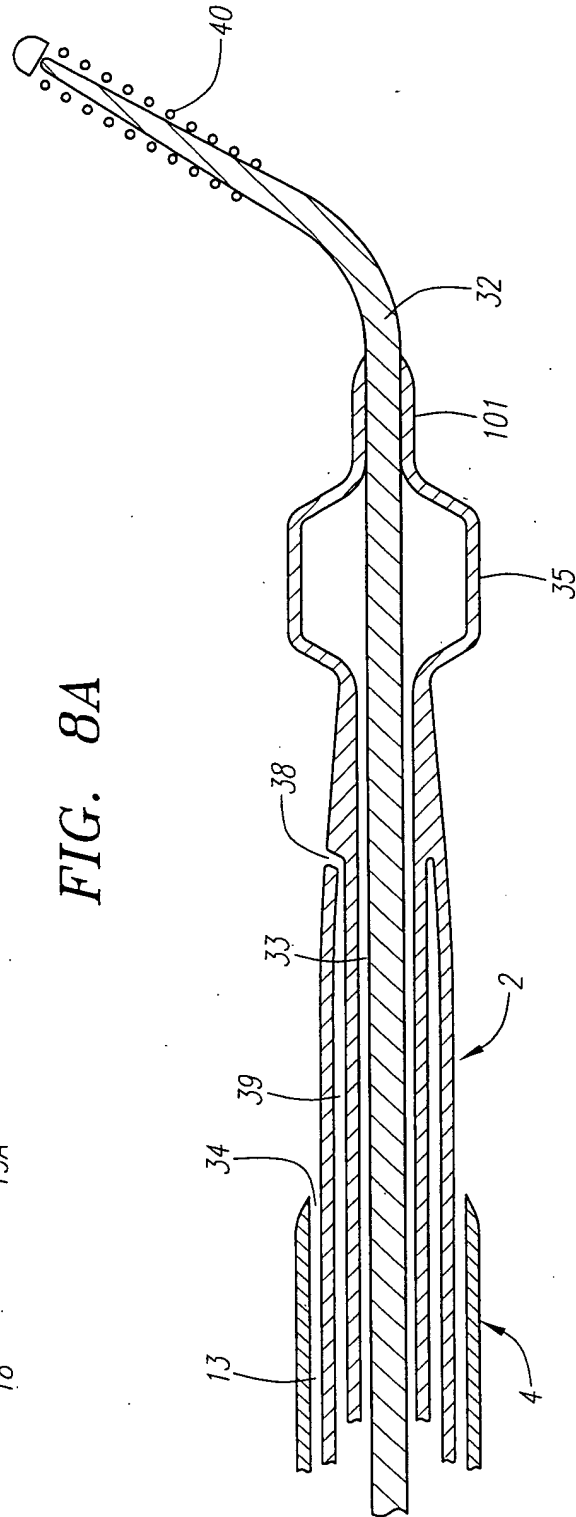


FIG. 8B

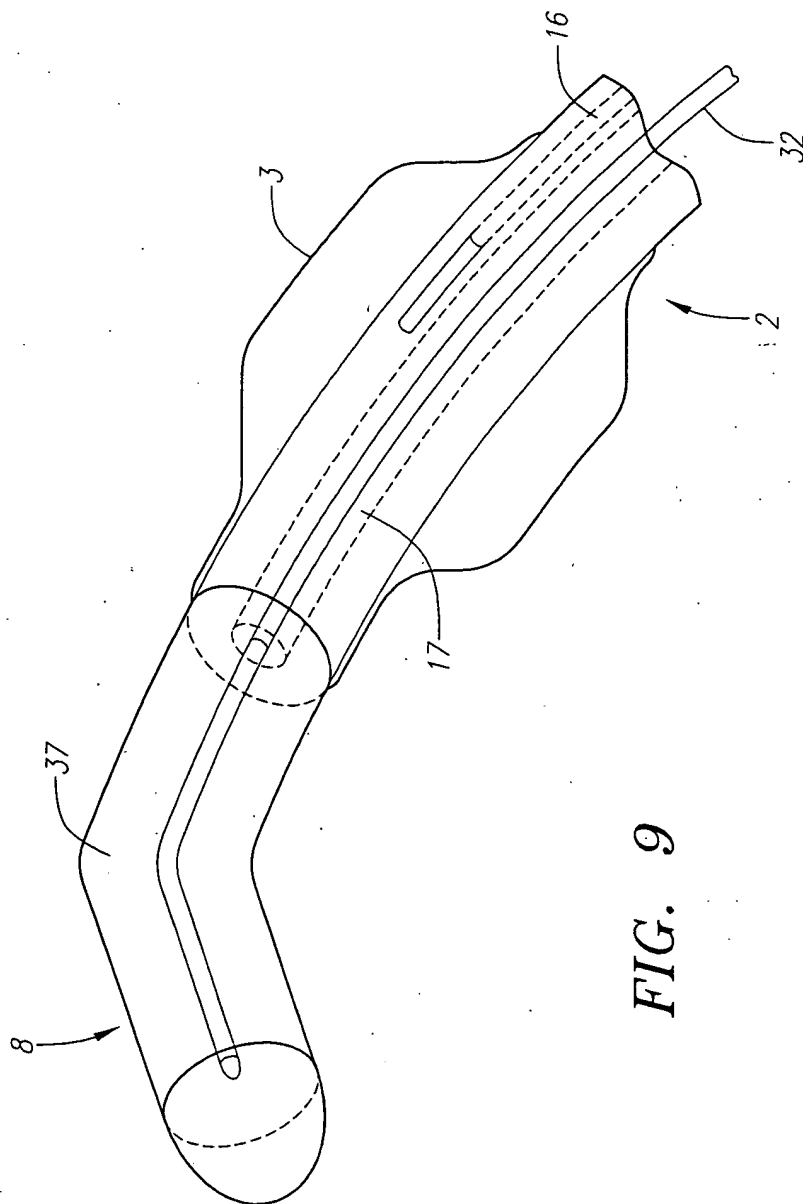
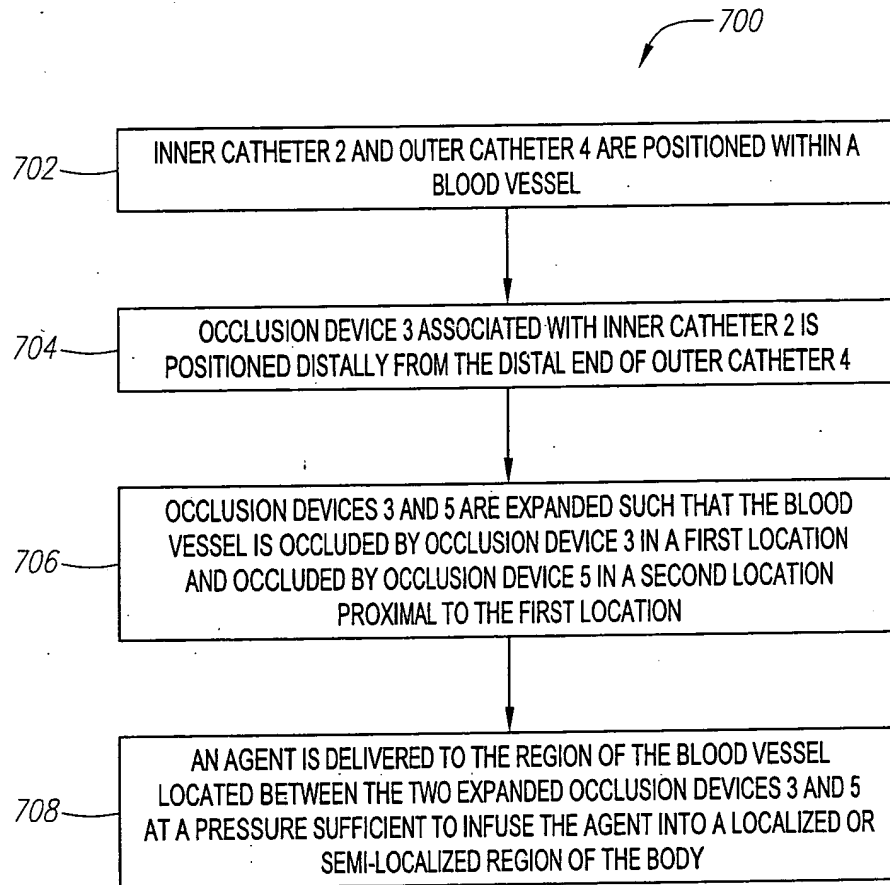


FIG. 9

*FIG. 10*

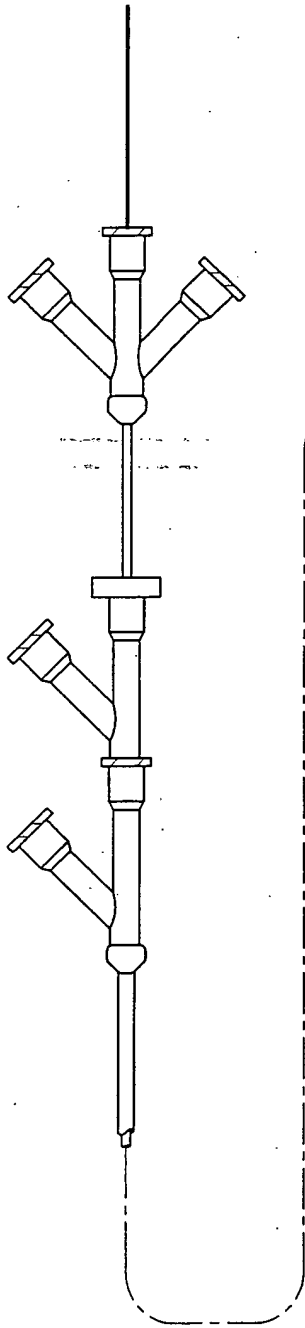


FIG. 11A

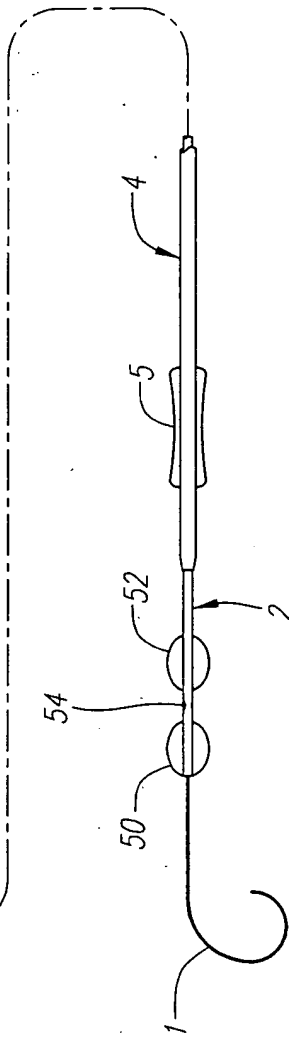
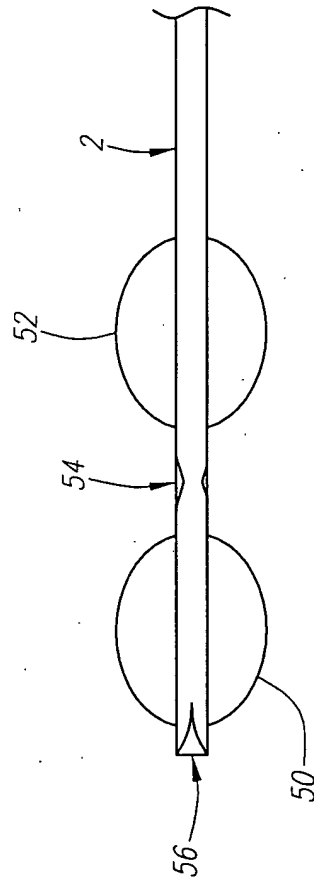
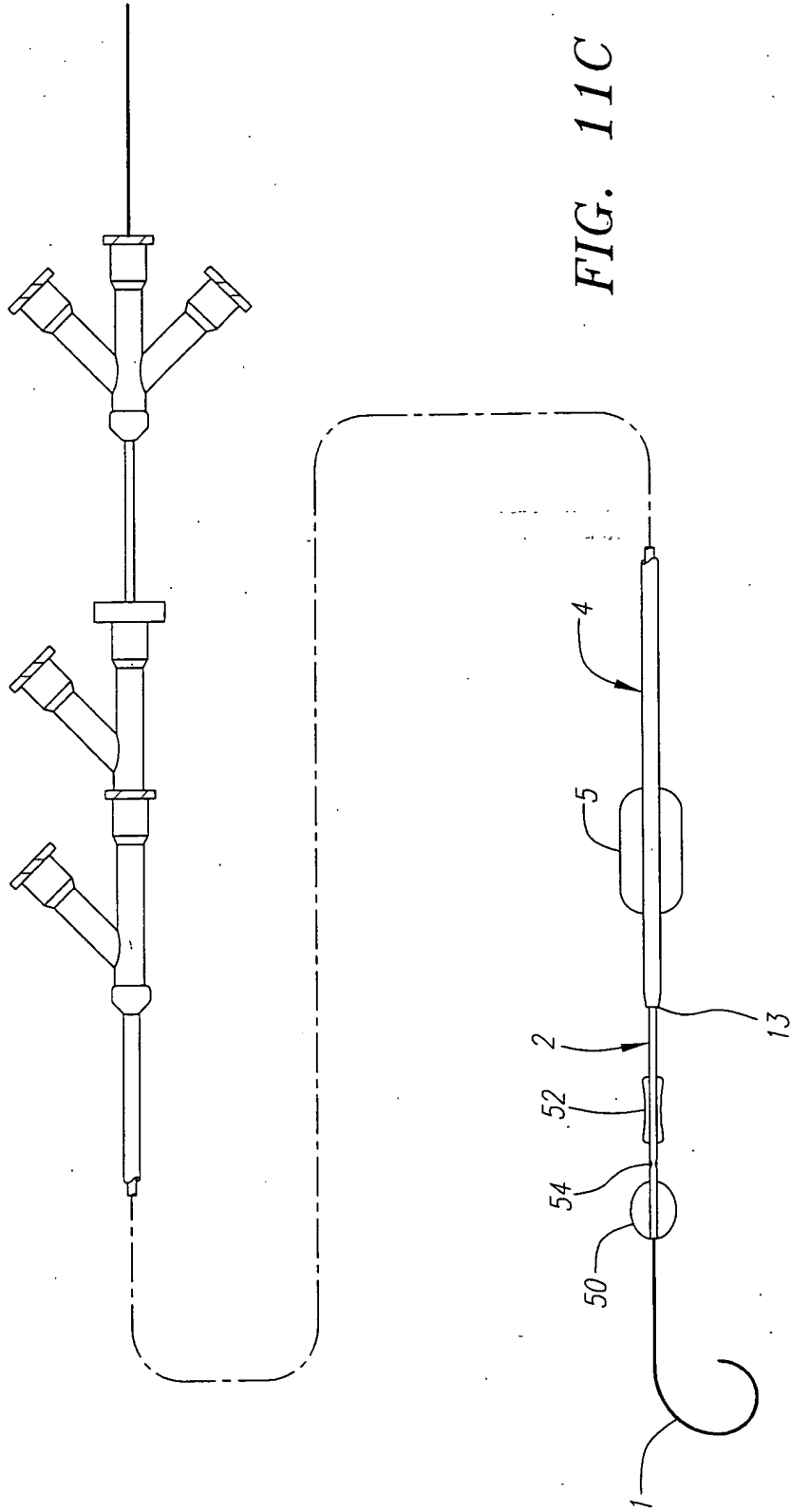


FIG. 11B





09/25

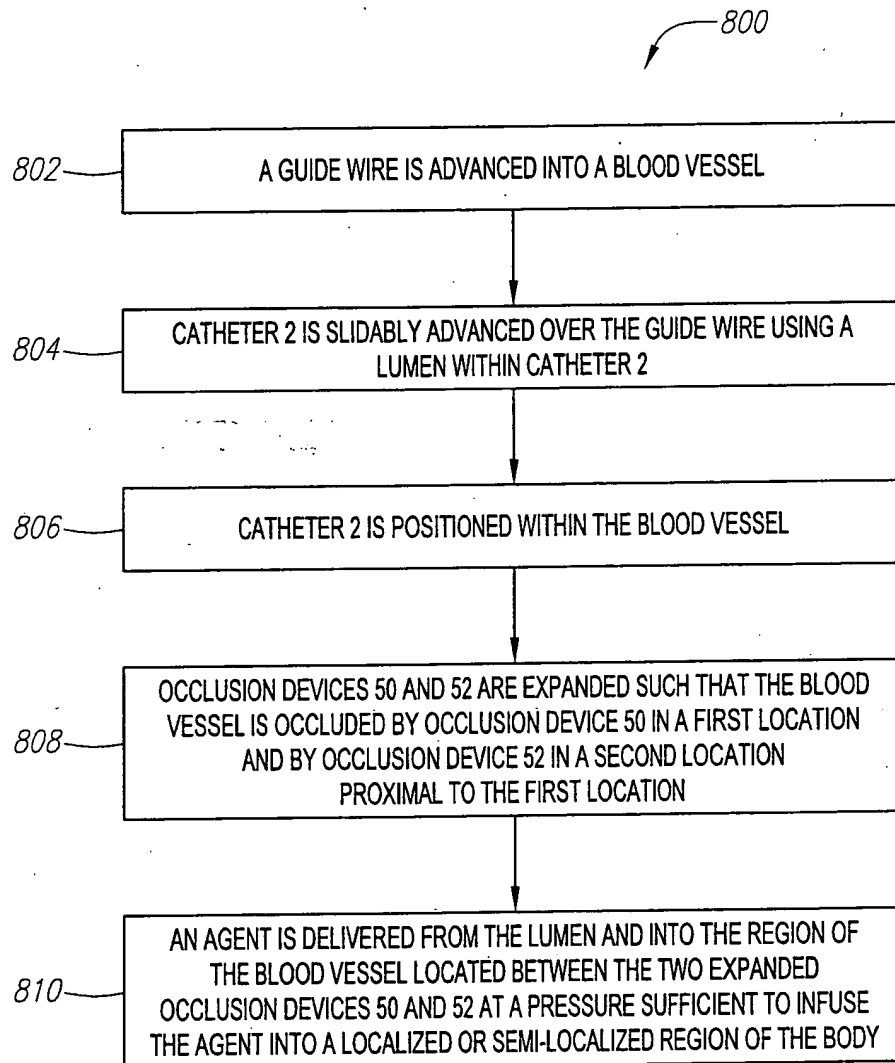
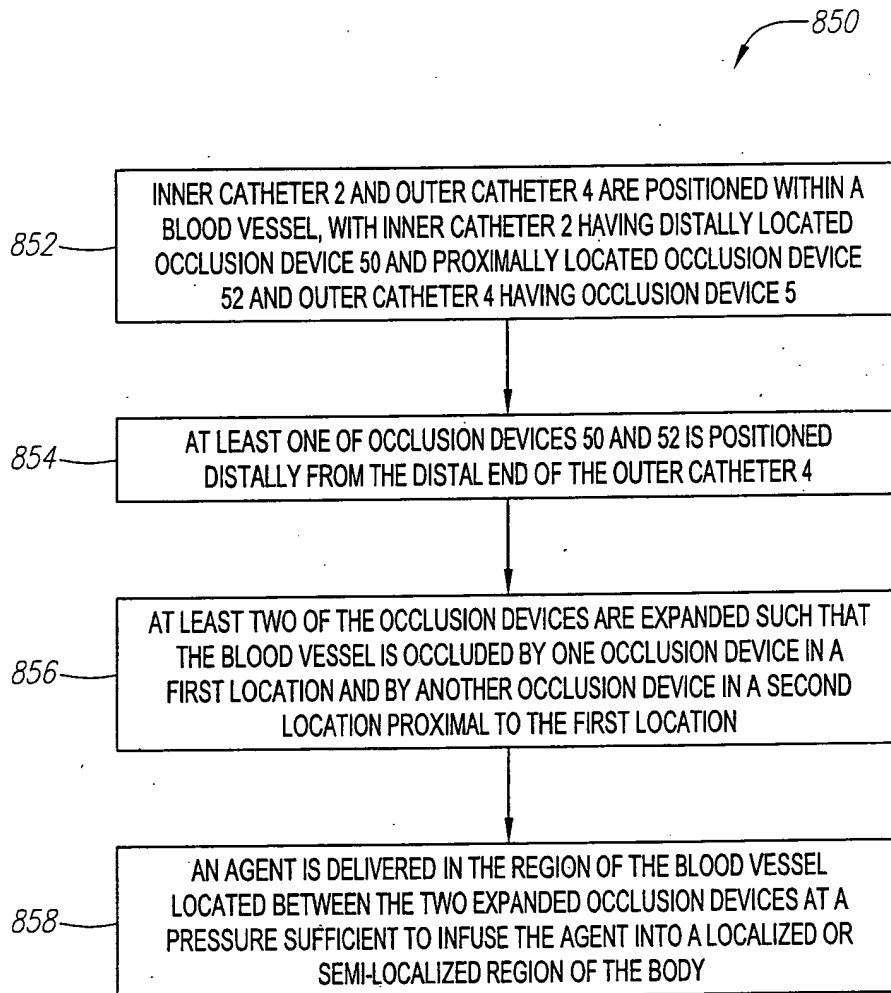


FIG. 12A

*FIG. 12B*

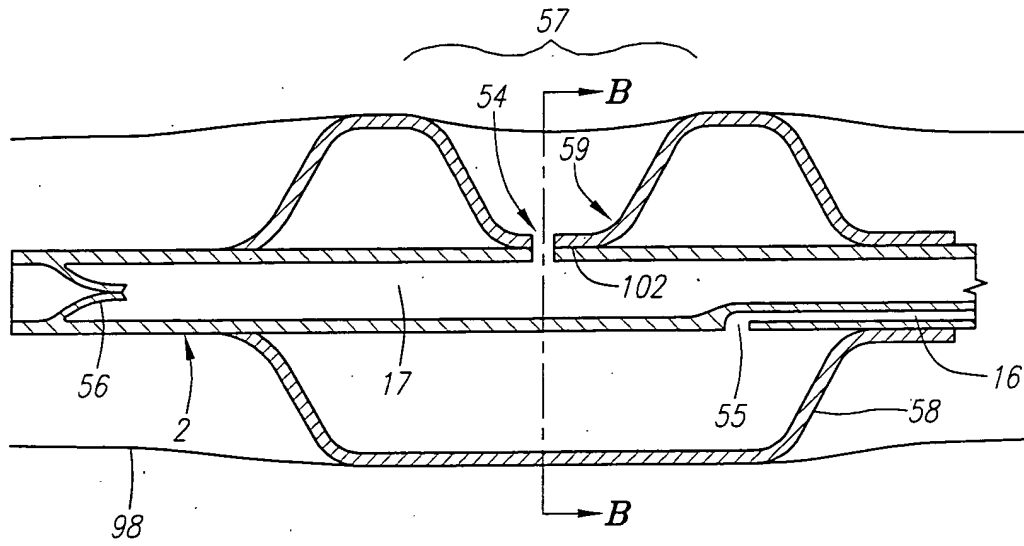


FIG. 13A

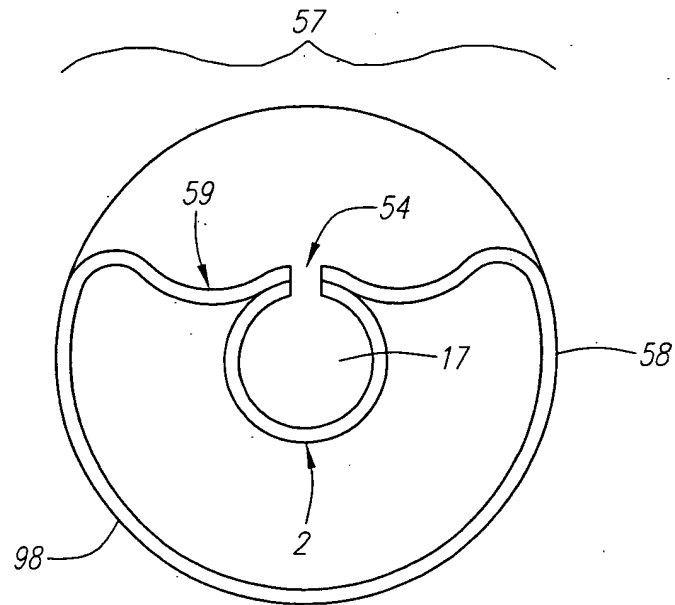
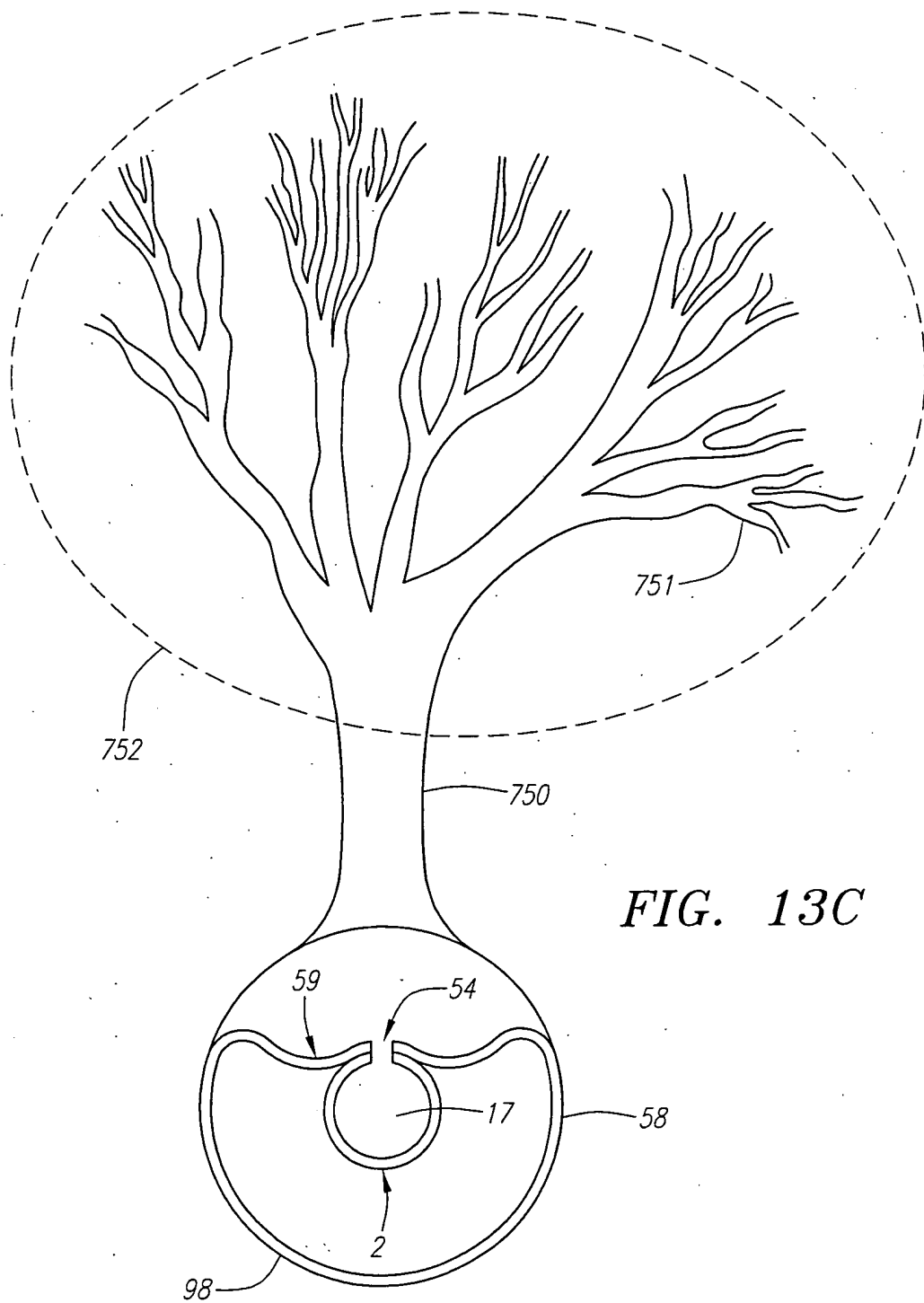
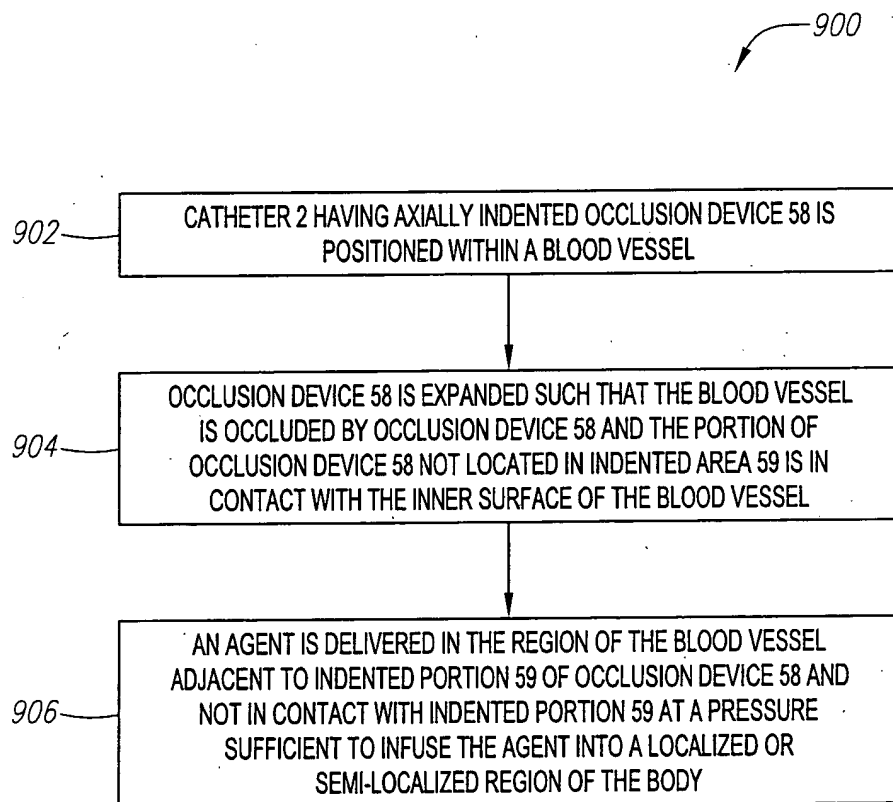


FIG. 13B



*FIG. 14*

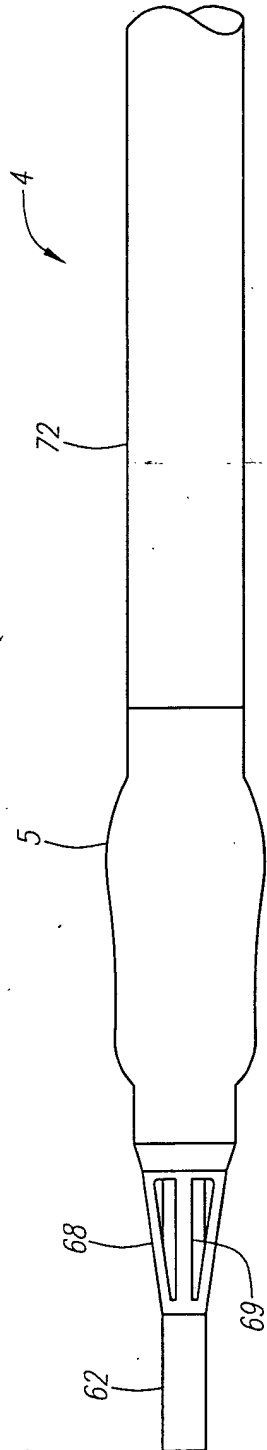


FIG. 15A

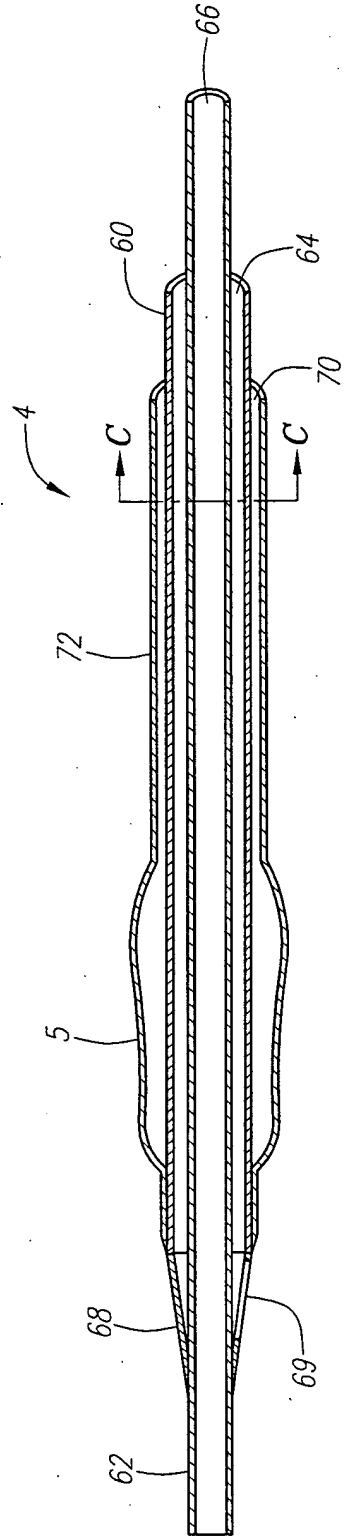


FIG. 15B

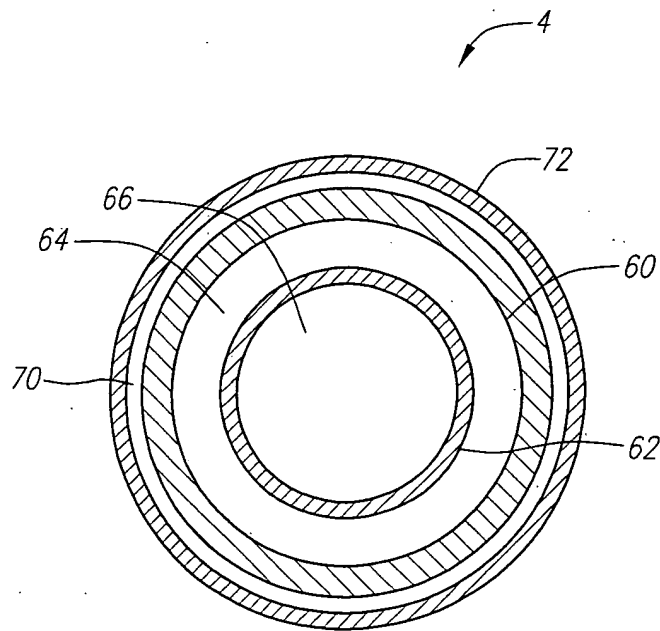


FIG. 15C

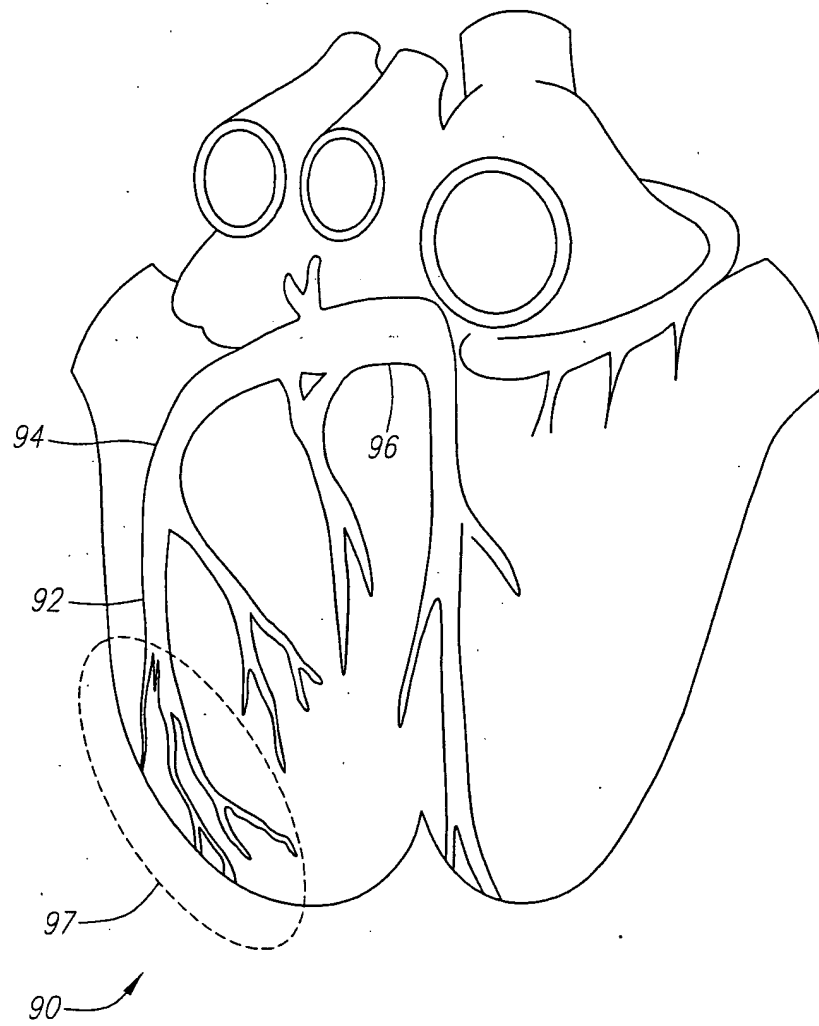
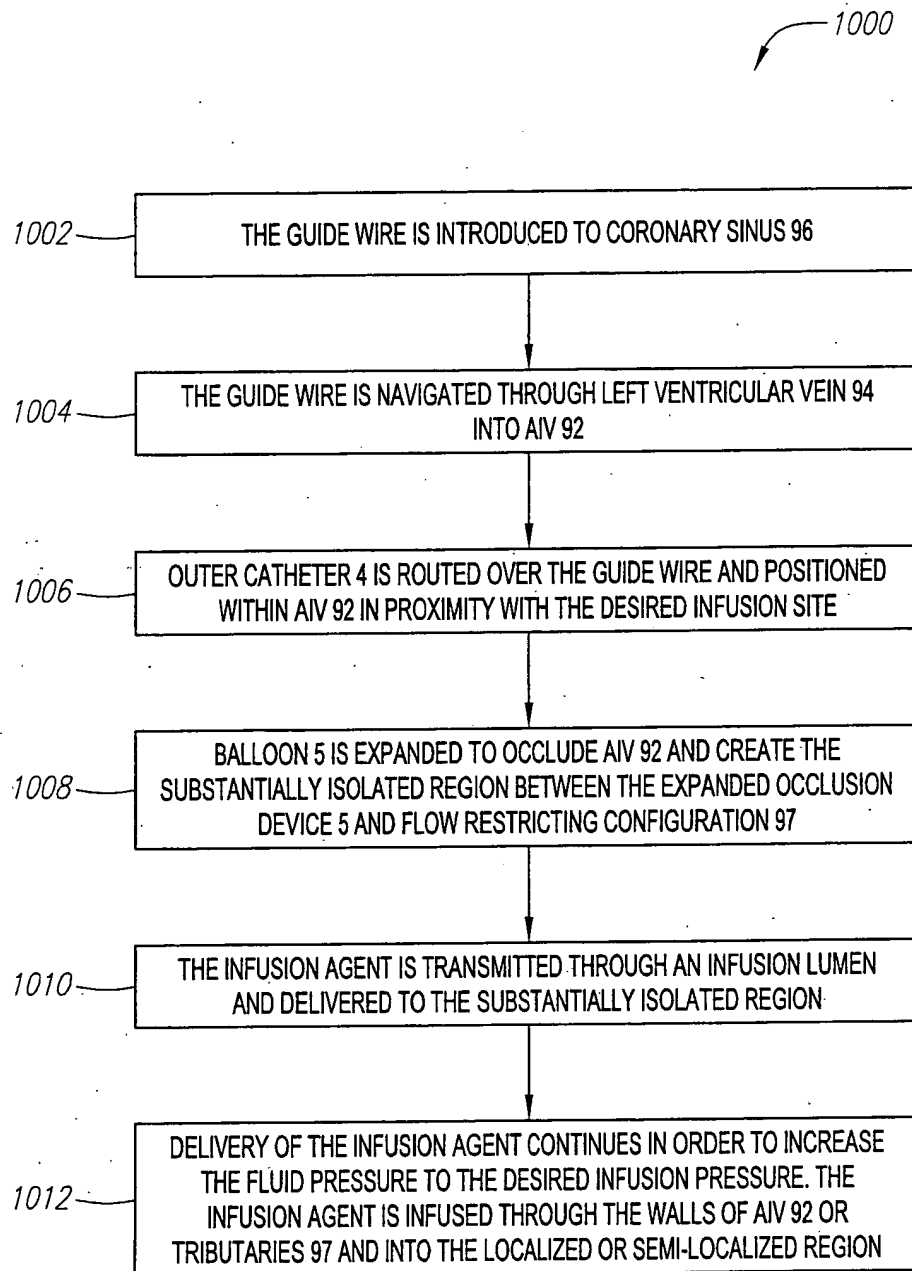


FIG. 16A

*FIG. 16B*

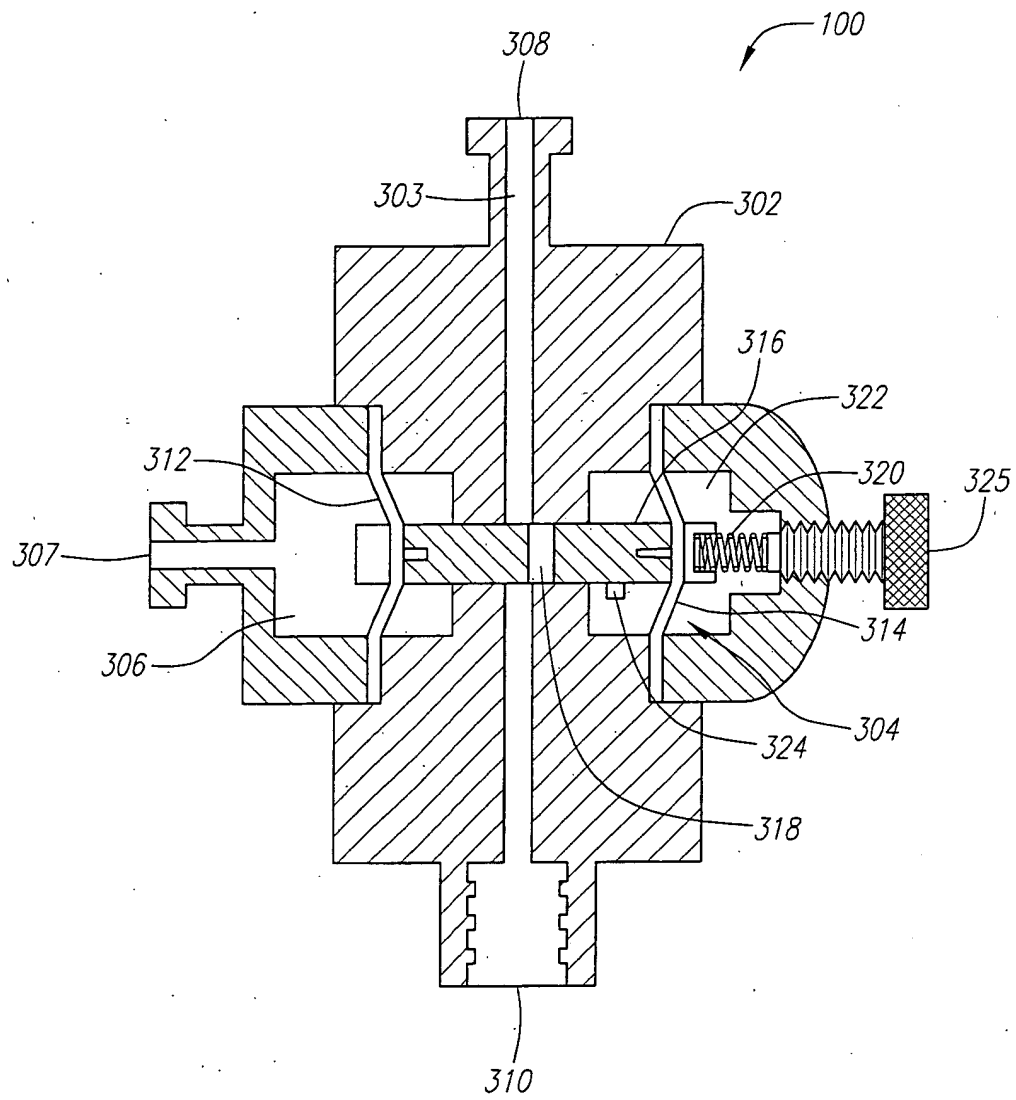
*FIG. 17*

FIG. 18A

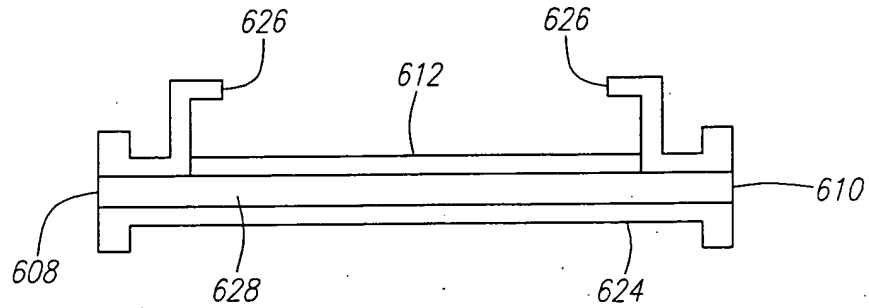
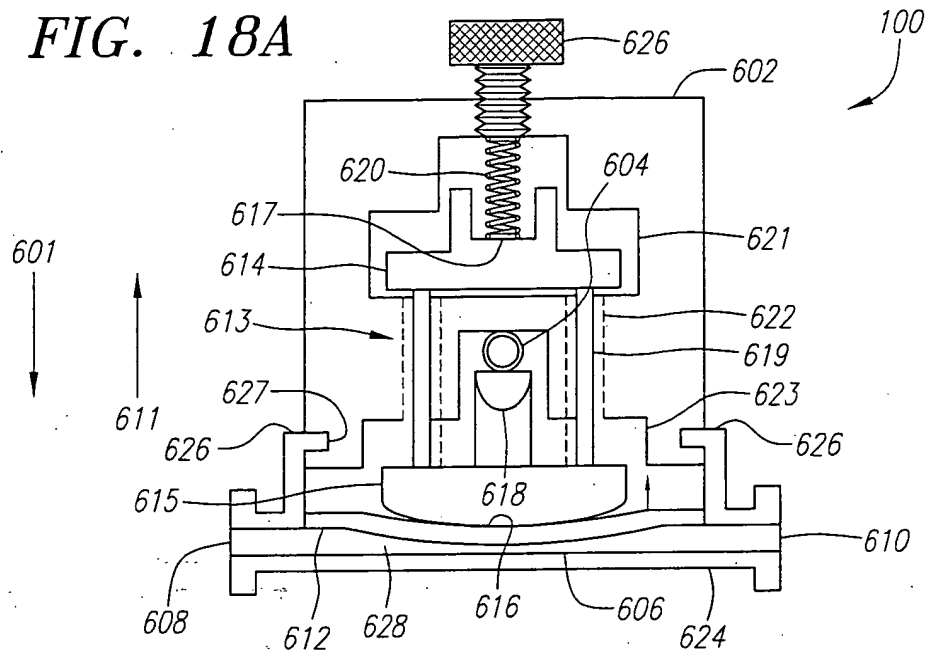


FIG. 18B

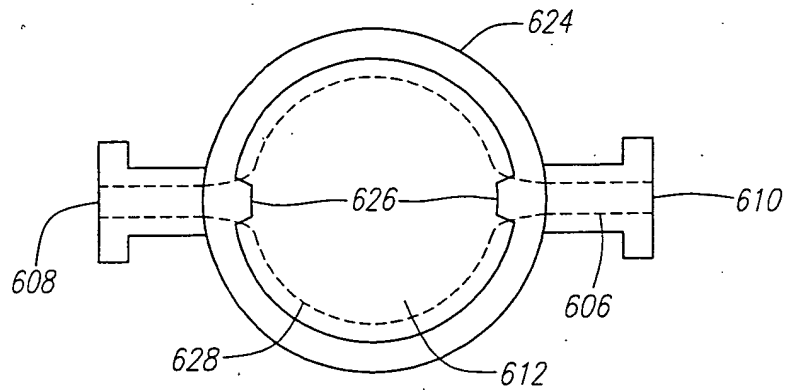


FIG. 18C

FIG. 19A

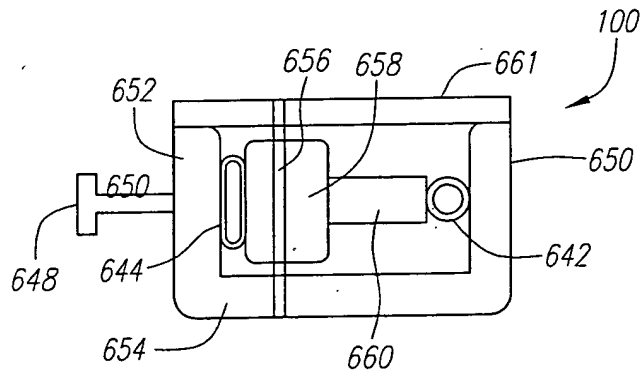
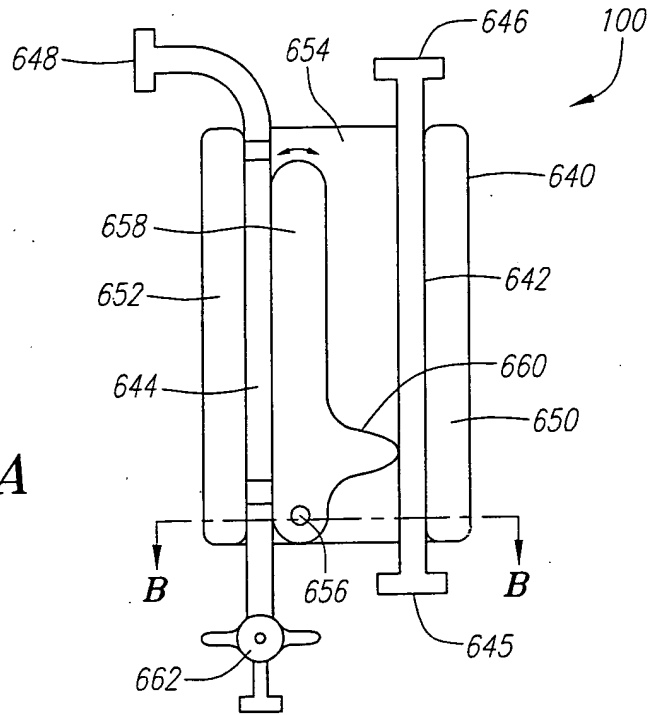
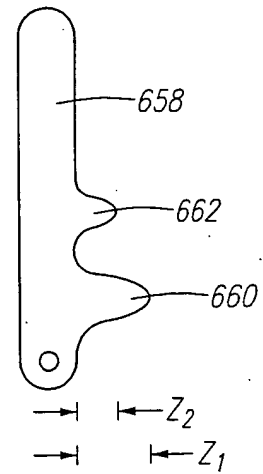


FIG. 19B

FIG. 19C



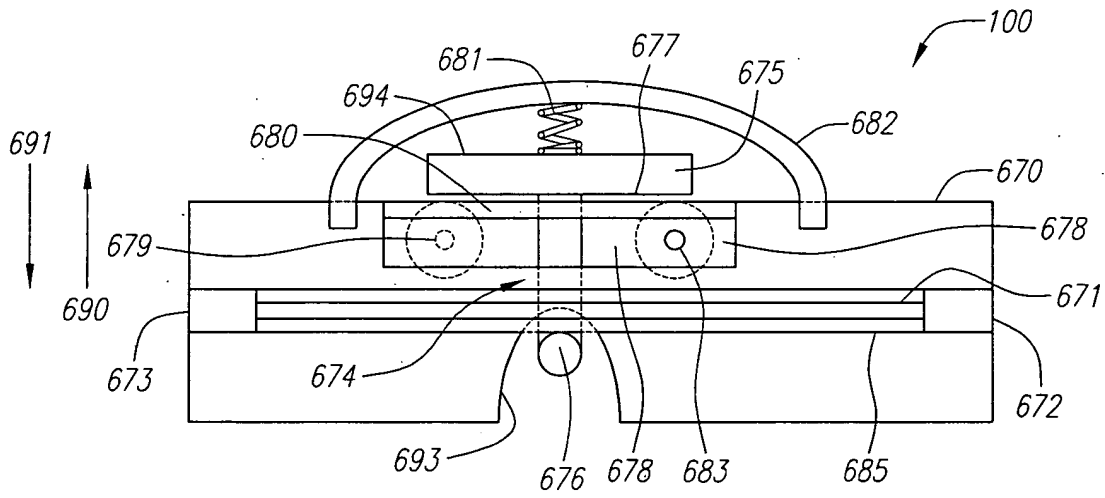


FIG. 20A

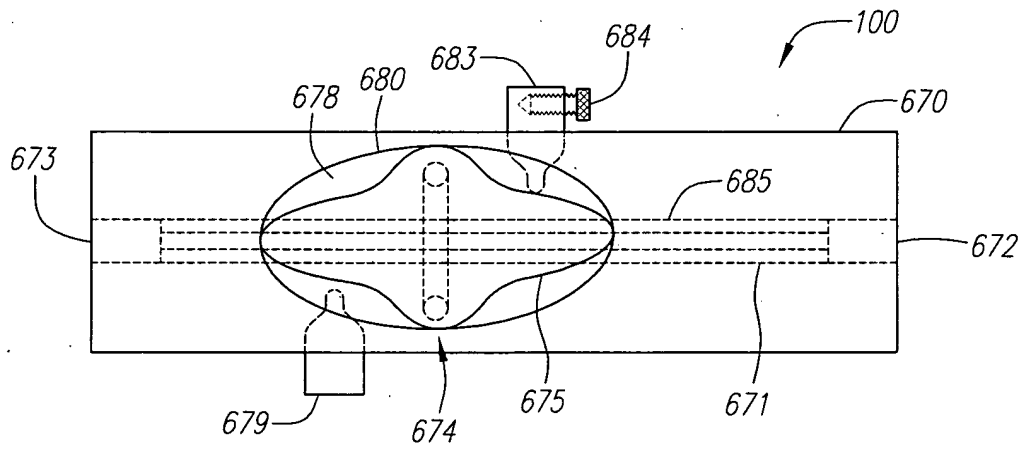


FIG. 20B

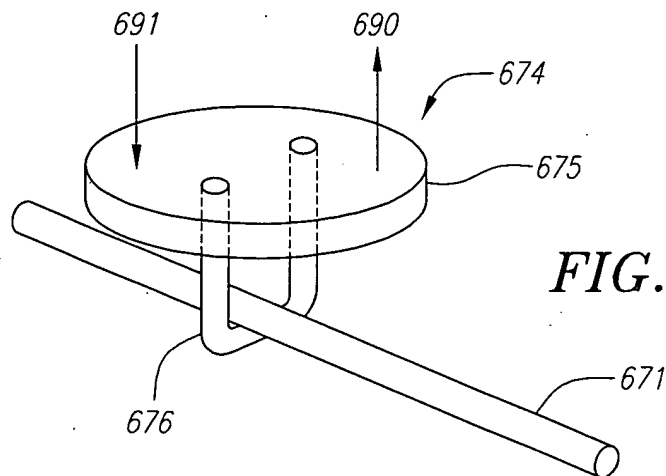


FIG. 20C

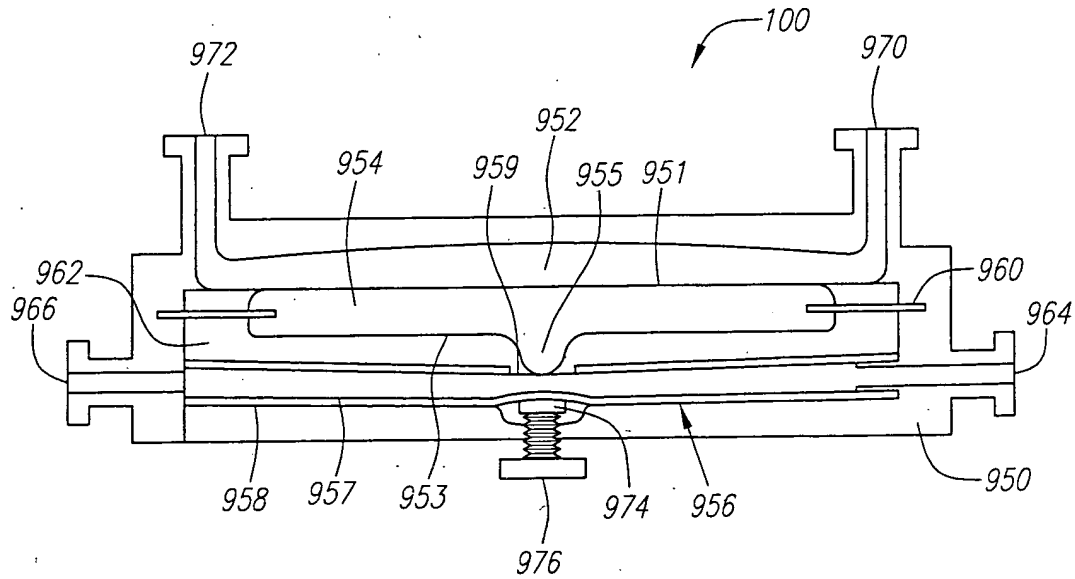


FIG. 21

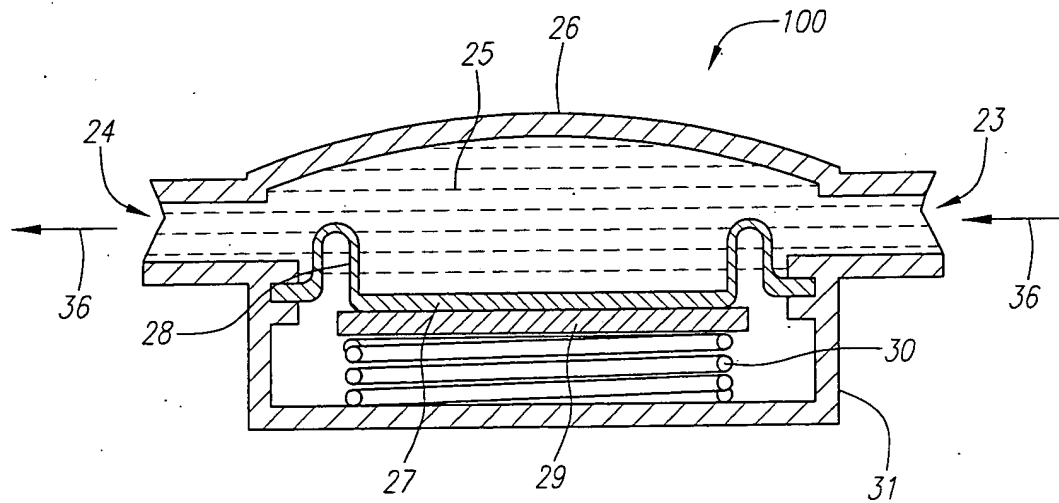
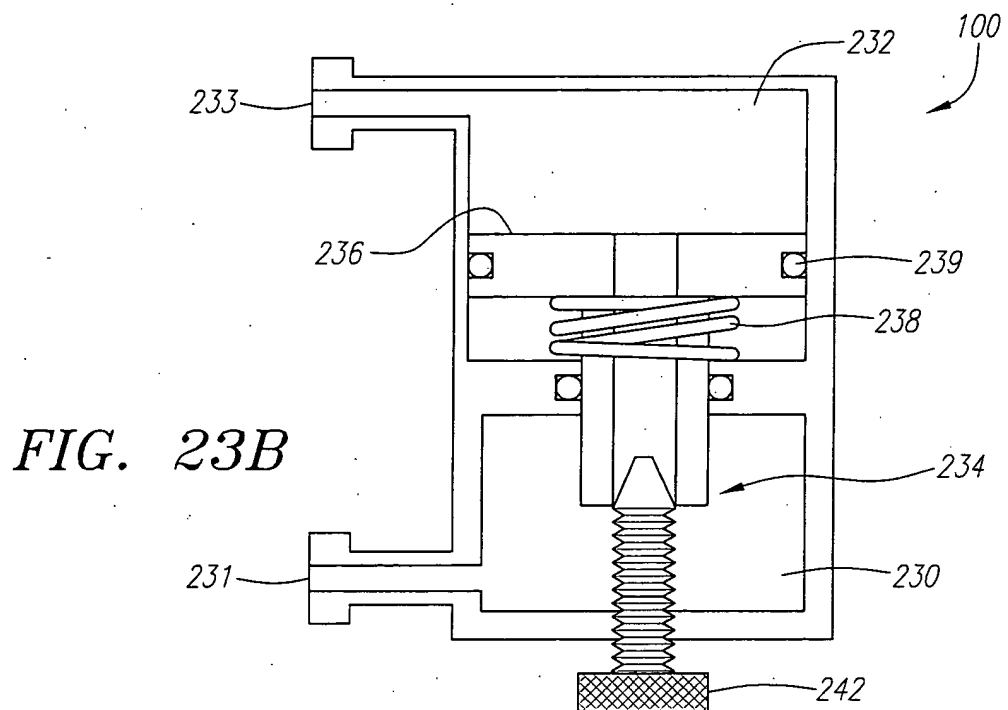
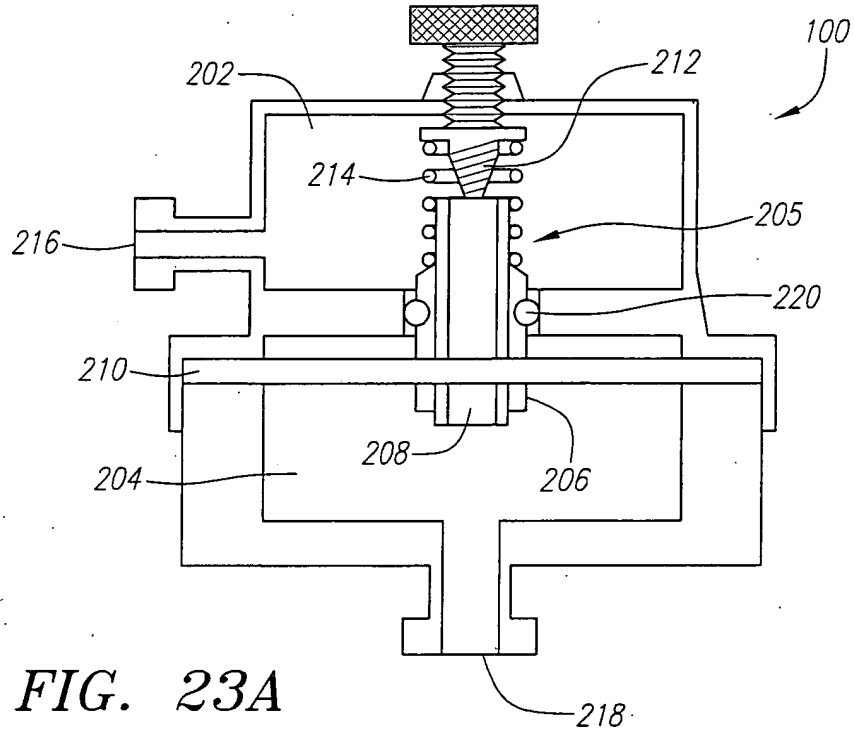


FIG. 22



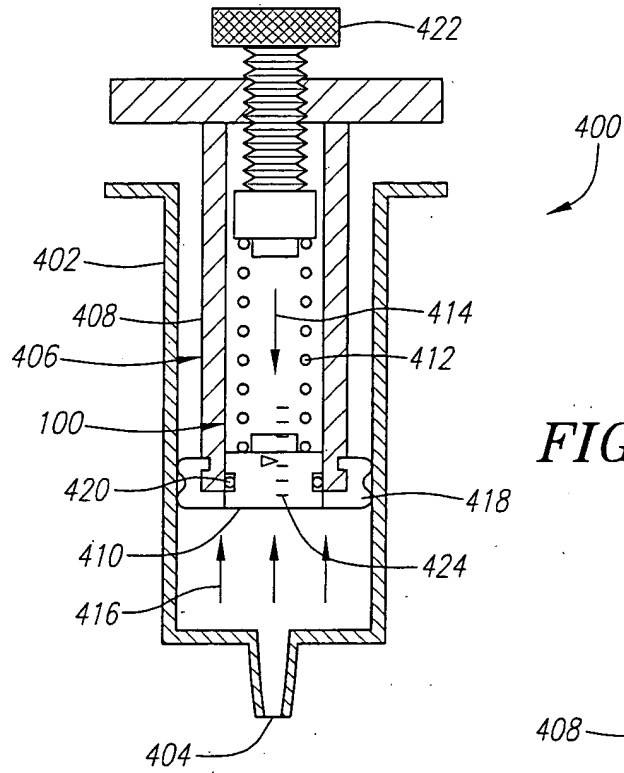


FIG. 24A

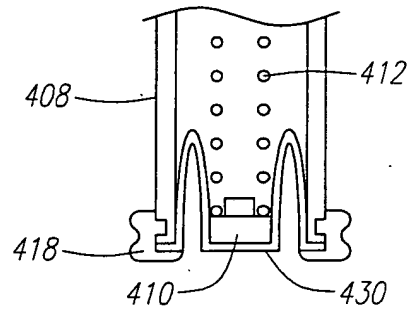


FIG. 24C

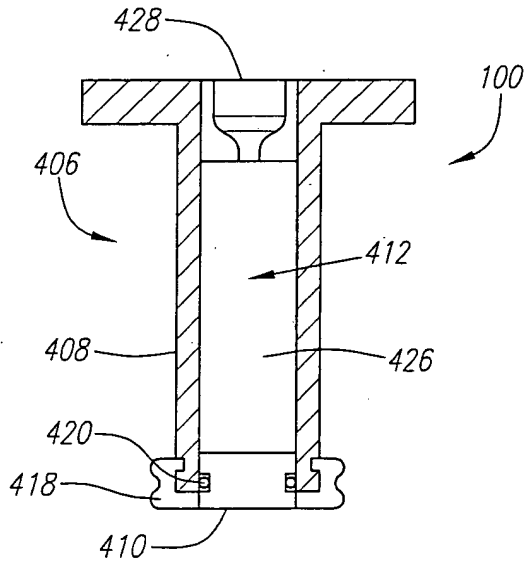


FIG. 24B

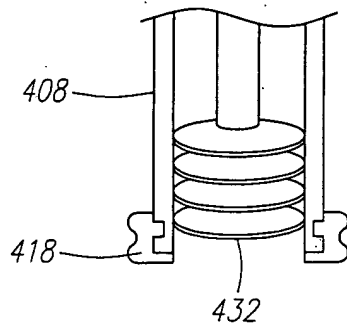


FIG. 24D

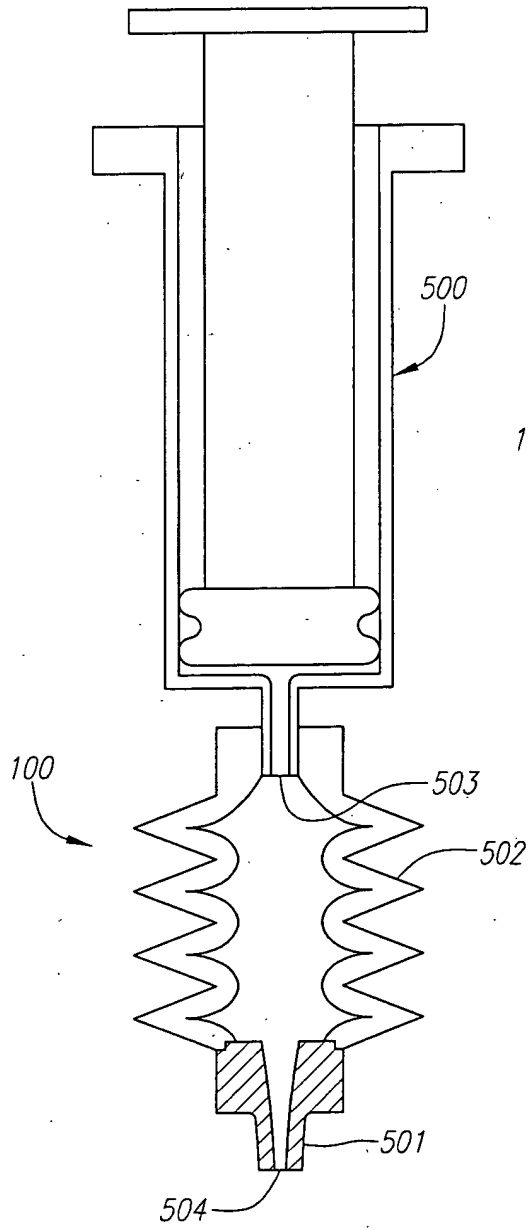


FIG. 25A

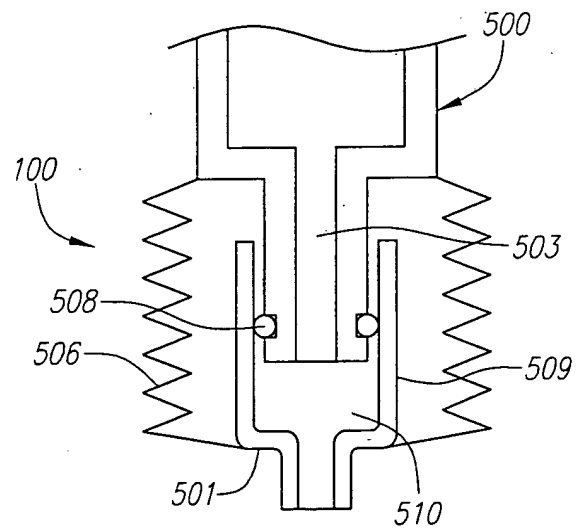


FIG. 25B

DECLARATION

As a below named inventor, I hereby declare that:

This declaration is of the following type:

- | | | | |
|--------------------------|-----------------------|-------------------------------------|----------------------|
| <input type="checkbox"/> | original | <input type="checkbox"/> | divisional |
| <input type="checkbox"/> | design | <input type="checkbox"/> | continuation |
| <input type="checkbox"/> | supplemental | <input checked="" type="checkbox"/> | continuation-in-part |
| <input type="checkbox"/> | national stage of PCT | | |

RECEIVED
DEC 08 2004
OFFICE OF PETITIONS

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **METHOD AND APPARATUS FOR LOCALIZED AND SEMI-LOCALIZED DRUG DELIVERY**, the specification of which

- (a) ☐ is attached hereto OR
 (b) ☒ was filed on February 20, 2004 as United States Application Serial No. 10/783,217 and was amended on _____ if applicable
 (c) ☐ was described and claimed in PCT International Application No. _____, filed on _____ and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56, including for continuation-in-parts applications, material information which became available between the filing date of the prior application and the filing date of the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 USC 119 (a) – (d), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by check the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s) or any PCT international application having a filing date before that of the application of which priority is claimed.

- (d) ☐ no such applications have been filed
 (e) ☒ such application have been filed as follows:

Prior Foreign Application Number(s)	Country	Date of Filing	Priority Claimed	
			Yes	No

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date

I hereby claims the benefit under 35 USC § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 USC § 112, I acknowledge the duty to disclose material information as defined in 37 CFR § 1.56(a), regarding events which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Filing Date	Status-patented, pending, abandoned
10/664,171	09/16/2003	Pending

Direct all correspondence to :

Customer No.

34313

Orrick, Herrington & Sutcliffe LLP
 Attn: James W. Gerlak or Mark Stinrat
 4 Park Plaza, Suite 1600
 Irvine, CA 92614-2558
 Tel. (949) 567-6700
 Fax. (949) 567-6710

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

201	FULL NAME OF INVENTOR	FIRST Name Michl	MIDDLE Initial	LAST Name Garrison	
	RESIDENCE & CITIZENSHIP	City Half Moon Bay	State or Foreign Country CA	Country of Citizenship USA	
	POST OFFICE ADDRESS	212 Roosevelt Blvd.	City Half Moon Bay	State or Country CA	Zip Code 94019
INVENTOR'S SIGNATURE <i>Michl Garrison</i> Date: 14 Oct '04					

202	FULL NAME OF INVENTOR	FIRST Name Todd	MIDDLE Initial	LAST Name Brinton	
	RESIDENCE & CITIZENSHIP	City Menlo Park	State or Foreign Country CA	Country of Citizenship USA	
	POST OFFICE ADDRESS	1168 Marcussen Drive	City Menlo Park	State or Country CA	Zip Code 94025
INVENTOR'S SIGNATURE _____ Date: _____					

203	FULL NAME OF INVENTOR	FIRST Name Peter	MIDDLE Initial F.	LAST Name Campbell	
	RESIDENCE & CITIZENSHIP	City Santa Clara	State or Foreign Country CA	Country of Citizenship USA	
	POST OFFICE ADDRESS	3550 Scott Blvd., Bldg. #48	City Santa Clara	State or Country CA	Zip Code 95054
INVENTOR'S SIGNATURE _____ Date: _____					

204	FULL NAME OF INVENTOR	FIRST Name Steve	MIDDLE Initial	LAST Name Roe	
	RESIDENCE & CITIZENSHIP	City San Mateo	State or Foreign Country CA	Country of Citizenship USA	
	POST OFFICE ADDRESS	21 Hillborn Court	City San Mateo	State or Country CA	Zip Code 94403
INVENTOR'S SIGNATURE _____ Date: _____					

13854.4003

Direct all correspondence to :

Customer No.

34313

Orrick, Herrington & Sutcliffe LLP
 Attn: James W. Gerlak or Mark Stirrat
 4 Park Plaza, Suite 1600
 Irvine, CA 92614-2559
 Tel. (949) 567-6700
 Fax. (949) 567-6710

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

201	FULL NAME OF INVENTOR	FIRST Name Michl	MIDDLE Initial	LAST Name Garrison	
	RESIDENCE & CITIZENSHIP	City Half Moon Bay	State or Foreign Country CA	Country of Citizenship USA	
	POST OFFICE ADDRESS	212 Roosevelt Blvd.	City Half Moon Bay	State or Country CA	Zip Code 94019
INVENTOR'S SIGNATURE				Date:	

202	FULL NAME OF INVENTOR	FIRST Name Todd	MIDDLE Initial J	LAST Name Brinton	
	RESIDENCE & CITIZENSHIP	City Menlo Park	State or Foreign Country CA	Country of Citizenship USA	
	POST OFFICE ADDRESS	1108 Marcussen Drive 1067	City Menlo Park	State or Country CA	Zip Code 94025
INVENTOR'S SIGNATURE <i>Todd Brinton</i>				Date: 10/13/04	

203	FULL NAME OF INVENTOR	FIRST Name Petar	MIDDLE Initial F.	LAST Name Campbell	
	RESIDENCE & CITIZENSHIP	City Santa Clara	State or Foreign Country CA	Country of Citizenship USA	
	POST OFFICE ADDRESS	3550 Scott Blvd., Bldg. #48	City Santa Clara	State or Country CA	Zip Code 95054
INVENTOR'S SIGNATURE				Date:	

204	FULL NAME OF INVENTOR	FIRST Name Steve	MIDDLE Initial	LAST Name Roe	
	RESIDENCE & CITIZENSHIP	City San Mateo	State or Foreign Country CA	Country of Citizenship USA	
	POST OFFICE ADDRESS	21 Hillborn Court	City San Mateo	State or Country CA	Zip Code 94403
INVENTOR'S SIGNATURE				Date:	

13854.4003

Direct all correspondence to:

Customer No.

34313

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 Attn: James W. Gerlak or Mark Stürst
 4 Park Plaza, Suite 1600
 Irvine, CA 92614-2558
 Tel. (949) 567-6700
 Fax. (949) 567-6710

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

201	FULL NAME OF INVENTOR	FIRST Name Michl	MIDDLE Initial	LAST Name Garrison	
	RESIDENCE & CITIZENSHIP	City Half Moon Bay	State or Foreign Country CA	Country of Citizenship USA	
	POST OFFICE ADDRESS	212 Roosevelt Blvd.	City Half Moon Bay	State or Country CA	Zip Code 94019
INVENTOR'S SIGNATURE				Date:	

202	FULL NAME OF INVENTOR	FIRST Name Todd	MIDDLE Initial	LAST Name Brinton	
	RESIDENCE & CITIZENSHIP	City Menlo Park	State or Foreign Country CA	Country of Citizenship USA	
	POST OFFICE ADDRESS	1168 Marcussen Drive	City Menlo Park	State or Country CA	Zip Code 94025
INVENTOR'S SIGNATURE				Date:	

203	FULL NAME OF INVENTOR	FIRST Name Peter	MIDDLE Initial F.	LAST Name Campbell	
	RESIDENCE & CITIZENSHIP	City Santa Clara	State or Foreign Country CA	Country of Citizenship USA	
	POST OFFICE ADDRESS	3550 Scott Blvd., Bldg. #48	City Santa Clara	State or Country CA	Zip Code 95054
INVENTOR'S SIGNATURE <i>Peter F. Campbell</i>				Date: 10/14/04	

204	FULL NAME OF INVENTOR	FIRST Name Steve	MIDDLE Initial	LAST Name Roe	
	RESIDENCE & CITIZENSHIP	City San Mateo	State or Foreign Country CA	Country of Citizenship USA	
	POST OFFICE ADDRESS	21 Hillborn Court	City San Mateo	State or Country CA	Zip Code 94403
INVENTOR'S SIGNATURE				Date:	

13854.4003

Direct all correspondence to :

Customer No.

34313

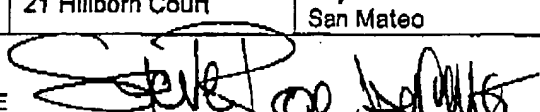
Orrick, Herrington & Sutcliffe LLP
 Attn: James W. Gerlak or Mark Stirrat
 4 Park Plaza, Suite 1600
 Irvine, CA 92614-2558
 Tel. (949) 567-6700
 Fax. (949) 567-6710

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

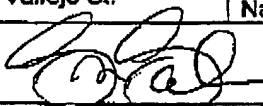
201	FULL NAME OF INVENTOR	FIRST Name Michl	MIDDLE Initial	LAST Name Garrison	
	RESIDENCE & CITIZENSHIP	City Half Moon Bay	State or Foreign Country CA	Country of Citizenship USA	
	POST OFFICE ADDRESS	212 Roosevelt Blvd.	City Half Moon Bay	State or Country CA	Zip Code 94019
INVENTOR'S SIGNATURE				Date:	

202	FULL NAME OF INVENTOR	FIRST Name Todd	MIDDLE Initial	LAST Name Brinton	
	RESIDENCE & CITIZENSHIP	City Menlo Park	State or Foreign Country CA	Country of Citizenship USA	
	POST OFFICE ADDRESS	1168 Marcussen Drive	City Menlo Park	State or Country CA	Zip Code 94025
INVENTOR'S SIGNATURE				Date:	

203	FULL NAME OF INVENTOR	FIRST Name Peter	MIDDLE Initial F.	LAST Name Campbell	
	RESIDENCE & CITIZENSHIP	City Santa Clara	State or Foreign Country CA	Country of Citizenship USA	
	POST OFFICE ADDRESS	3550 Scott Blvd., Bldg. #48	City Santa Clara	State or Country CA	Zip Code 95054
INVENTOR'S SIGNATURE				Date:	

204	FULL NAME OF INVENTOR	FIRST Name Steve	MIDDLE Initial	LAST Name Roe	
	RESIDENCE & CITIZENSHIP	City San Mateo	State or Foreign Country CA	Country of Citizenship USA	
	POST OFFICE ADDRESS	21 Hillborn Court	City San Mateo	State or Country CA	Zip Code 94403
INVENTOR'S SIGNATURE 				Date: 10-14-2004	

13554.4003

205	FULL NAME OF INVENTOR	FIRST Name Steven Stephen	MIDDLE Initial N.	LAST Name Salmon	
	RESIDENCE & CITIZENSHIP	City Napa	State or Foreign Country CA		Country of Citizenship
	POST OFFICE ADDRESS	984 Vallejo St.	City Napa	State or Country CA	Zip Code 94559
INVENTOR'S SIGNATURE				Date: 10/14/04	

206	FULL NAME OF INVENTOR	FIRST Name Paul	MIDDLE Initial	LAST Name Yock	
	RESIDENCE & CITIZENSHIP	City Atherton	State or Foreign Country CA		Country of Citizenship USA
	POST OFFICE ADDRESS	98 Inglewood	City Atherton	State or Country CA	Zip Code 94027
INVENTOR'S SIGNATURE				Date:	

13854.4003

205	FULL NAME OF INVENTOR	FIRST Name Steven	MIDDLE Initial N.	LAST Name Salmon	
	RESIDENCE & CITIZENSHIP	City Napa	State or Foreign Country CA		Country of Citizenship
	POST OFFICE ADDRESS	984 Vallejo St.	City Napa	State or Country CA	Zip Code 94559
INVENTOR'S SIGNATURE _____ Date: _____					

206	FULL NAME OF INVENTOR	FIRST Name Paul	MIDDLE Initial	LAST Name Yock	
	RESIDENCE & CITIZENSHIP	City Atherton	State or Foreign Country CA		Country of Citizenship USA
	POST OFFICE ADDRESS	98 Inglewood	City Atherton	State or Country CA	Zip Code 94027
INVENTOR'S SIGNATURE <i>Paul Yock</i> Date: <i>10-14-2004</i>					

STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner	Michi Garrison et al.		
Application No./ Patent No.	10/783,217	Filed/Issue Date	02/20/2004
Entitled	METHODS AND APPARATUS FOR LOCALIZED AND SEMI-LOCALIZED DRUG DELIVERY		
Name of Assignee	Venomatrix		
Type of Assignee (corporation, partnership, university)	Corporation		

states that it is:

1 ☒ the assignee of the entire right, title and interest; or

2 ☐ an assignee of less than the entire right, title and interest.
The extent (by percentage) of its ownership interest is _____ %

in the patent application/patent identified above by virtue of either:

A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel_____, Frame_____, or for which a copy thereof is attached.

or

B. ☐ A chain of title from the inventors(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel_____, Frame_____, or for which a copy thereof is attached

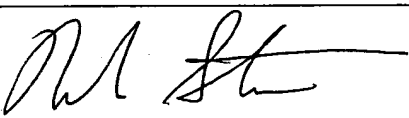
2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel_____, Frame_____, or for which a copy thereof is attached

3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel_____, Frame_____, or for which a copy thereof is attached

[] Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee:

Signature			
Date	10/14/2004	Typed Name	Mark Stirrat
Telephone	(949) 567-6700	Title	Attorney

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 1222 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comment on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patent, P.O. Box 1450, Alexandria, VA 22313-1450.

RECORDATION FORM COVER SHEET

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

PATENTS ONLY

To the Hon. Commissioner of Patents & Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Michi Garrison
Todd Brinton
Peter F. Campbell
Steve Roe
Stephen M. Salmon
Paul Yock

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment

☐ Merger

☐ Security Agreement

☐ Change of Name

☐ Other _____

Execution Date: 10/13, 14/2004

2. Name and address of receiving party(ies)

Name Venomatrix

Internal Address: _____

Street Address: 984 Vallejo Street

City: Napa State California ZIP 94559

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DEC 08 2004

OFFICE OF PETITIONS

Additional name(s) and address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s)
10/783,217

B. Patent No.(s)

Additional numbers attached?

☐ Yes

☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name Orrick, Herrington & Sutcliffe LLP

Internal Address: _____

Street Address: 4 Park Plaza, Suite 1600

City: Irvine State CA ZIP 92614-2558

Attn: James W. Geriak

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41).....\$40.00

☐ Enclosed

☒ Authorized to be charged to deposit account

8. Deposit Account number:

15-0665

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Mark Stirrat

Name of Person Signing

Signature

10/14/2004

Date

Total number of pages including cover sheet, attachments, and document: 9

Mail documents to be recorded with required cover sheet information to:
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

ASSIGNMENT OF PATENT APPLICATION

WHEREAS, WE, **MICHI GARRISON**, a citizen of the United States, **TODD BRINTON**, a citizen of the United States, **PETER F. CAMPBELL**, a citizen of the United States, **STEVE ROE**, a citizen of the United States, **STEPHEN M. SALMON**, a citizen of the United States, and **PAUL YOCK**, a citizen of the United States (hereinafter referred to as "ASSIGNORS"), have invented a certain invention entitled **METHOD AND APPARATUS FOR LOCALIZED AND SEMI-LOCALIZED DRUG DELIVERY**, for which application for Letters Patent of the United States of America was filed on February 20, 2004, assigned Serial No. 10/783,217; and

WHEREAS, **VENOMATRIX**, a corporation organized and existing under and by virtue of the laws of the State of **Delaware** and having its place of business at **984 Vallejo St., Napa, California 94559** (hereinafter referred to as "ASSIGNEE"), is desirous of acquiring the exclusive right, title and interest in, to and under said invention and in, to and under any Patent or similar legal protection to be obtained therefor in the United States of America, its territorial possessions and in any and all countries foreign thereto.

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNOR hereby sells, assigns, transfers and sets over unto the said ASSIGNEE, its successors and assigns, the full and exclusive right, title and interest to said invention and to all Letters Patent or application or similar legal protection, not only in the United States and its territorial possessions, but in all countries foreign thereto to be obtained for said invention by said application, and to any continuation, division, renewal, substitute or reissue thereof or any legal equivalent thereof in the United States or a foreign

country for the full term or terms for which the same may be granted, including all priority rights under the International Convention; and ASSIGNOR hereby authorizes and requests the United States Commissioner of Patents and Trademarks, and any officials of foreign countries whose duty it is to issue patents or any legal equivalent thereof, to issue said patents to ASSIGNEE, its successors and assigns, in accordance with this Assignment.

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this Agreement;

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said application, said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNOR and will testify as to the same in any interference or litigation related thereto and will promptly execute and deliver to ASSIGNEE or its legal representative any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents in the United States or in any foreign country, which may be necessary or desirable to carry out the purposes thereof.

WITNESS my hand at Paris, FRANCE, California, this 14 day of October,
2004.

Michi Garrison
MICHl GARRISON

STATE OF CALIFORNIA)
COUNTY OF _____) ss

On _____ before me, _____, personally appeared
MICHl GARRISON

☐ personally known to me - OR - ☐ proved to me on the basis of satisfactory evidence to
be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to
me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by
his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the
person(s) acted, executed the instrument.

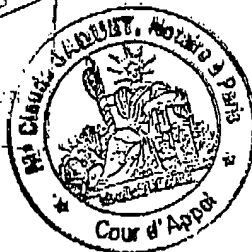
WITNESS my hand and official seal.

Notary Public in and for said County and State

Vu pour seule certification
de la signature de
the Michi GARRISON
à Paris, le 14 October 2004.

le Notaire associé soussigné
CLAUDE JAQUET

Claude Jaquet
Jean-Mar Durand
Notaire Associé
70, Boulevard de Port-Floy
75005 PARIS



Patent
Attorney Docket: 13854.4003

WITNESS my hand at _____, California, this 14th day of October,
2004.


PETER F. CAMPBELL

STATE OF CALIFORNIA)
) ss
COUNTY OF _____)

On _____ before me, _____, personally appeared
PETER F. CAMPBELL.

☐ personally known to me - OR - ☐ proved to me on the basis of satisfactory evidence to
be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to
me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by
his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the
person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Notary Public in and for said County and State

Patent
Attorney Docket: 13854.4003

WITNESS my hand at San Jose, California, this 14 day of October.

2004.

Steve Roe
STEVE ROE

STATE OF CALIFORNIA)
COUNTY OF _____) ss

On _____ before me, _____, personally appeared
STEVE ROE


☐ personally known to me - OR - ☐ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within Instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Notary Public in and for said County and State

Patent
Attorney Docket: 13854.4003

WITNESS my hand at _____, California, this 14th day of October,
2004.



STEVEN M. SALMON
STEPHEN

STATE OF CALIFORNIA)
) ss
COUNTY OF _____)

On _____ before me, _____, personally appeared
STEVEN M. SALMON

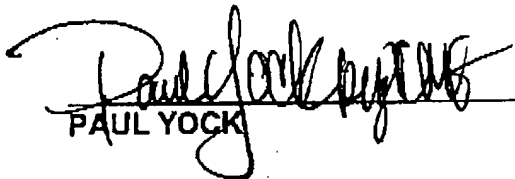
☐ personally known to me - **OR** - ☐ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Notary Public in and for said County and State

Patent
Attorney Docket: 13854.4003

WITNESS my hand at Napa, California, this 14 day of October,
2004.


PAUL YOCK

STATE OF CALIFORNIA)
) ss
COUNTY OF _____)

On _____ before me, _____, personally appeared
PAUL YOCK

☐ personally known to me - OR - ☐ proved to me on the basis of satisfactory evidence to
be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to
me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by
his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the
person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Notary Public in and for said County and State

Attorney Docket No.: 13854.4003

POWER OF ATTORNEY BY ASSIGNEE

VENOMATRIX, INC., assignee of the application for United States and International Letters Patent for an improvement in:

METHOD AND APPARATUS FOR LOCALIZED AND SEMI-LOCALIZED DRUG DELIVERY

the specification of which:

- (a) ☐ is attached hereto OR
 (b) ☒ was filed on February 20, 2004 as United States Application Serial No. 10/783,217
 and was amended on _____ if applicable
 (c) ☐ was described and claimed in PCT International Application No. _____
 filed on _____ and was amended on _____ (if applicable).

does hereby appoint as its attorneys and/or agents, with full power of substitution and revocation, to prosecute this application and transact all business in the United States Patent and Trademark Office, and in countries other than the United States, and to do all things necessary or appropriate therefore before any competent International Authorities in connection with any international patent application(s) corresponding to the above-identified application, all of the registered practitioners identified by Customer Number 34313.

Direct all correspondence to :

34313

PATENT TRADEMARK OFFICE

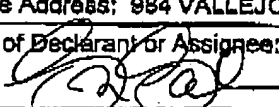
Orrick, Herrington & Sutcliffe LLP
 Attn: JAMES W. GERIAK or MARK STIRRAT
 4 Park Plaza, Suite 1600
 Irvine, CA 92614-2558
 Tel. (949) 567-6700
 Fax. (949) 567-6710

I, the undersigned, declare that I have reviewed copies of the documentary evidence establishing chain of title to the patent application identified above from the inventor(s) to the assignee(s), which:

- ☒ is filed for recordation herewith; or
☐ was recorded at Reel _____, Frame _____; or
☐ has been sent for recordation under separate cover, copy attached herewith.

The undersigned, whose title is supplied below, is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full Name of Assignee: VENOMATRIX, INC.	
Post Office Address: 984 VALLEJO ST, NAPA, CALIFORNIA 94559	
Signature of Declarant or Assignee: 	Date: 10/14/04
Full Name of Declarant If Other Than Assignee: STEPHEN M. SALMON	
Title of Declarant: OPERATIONS CONSULTANT	

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DEC 08 2004

OFFICE OF PETITIONS

PATENT

Please acknowledge receipt of the following by affixing hereon the Patent and Trademark Office date Stamp and returning this card to our office.

Docket No. 13854.4003 Client Name Venomatrix - Garrison et al.
Title METHODS AND APPARATUS FOR LOCALIZED AND SEMI-LOCALIZED DRUG DELIVERY
Appl. No. 10/783,217 Filing Date 02/20/2004
Priority Appl. No. 10/664,171 Priority Filing Date 09/16/2003
Attorney MS:klj Type of Priority Claimed C-I-P
Date of Deposit 10/14/2004 Express Mail Label No.: NA

Enclosures:

1. Transmittal of Missing Parts (3 pages)
2. Copy of Notice to File Missing Parts (2 pages)
3. Drawings (25 sheets)
4. Declaration signed in counterpart (7 pages)
5. Statement Under 37 CFR 3.73(b) (1 page)
6. Assignment with recordal signed in counterpart (9 pages)
7. Return Postcard





UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/783,217	02/20/2004	Michi Garrison	13854.4003

CONFIRMATION NO. 6679

FORMALITIES LETTER

OC000000014291616

OC000000014291616

34313

ORRICK, HERRINGTON & SUTCLIFFE, LLP

4 PARK PLAZA

SUITE 1600

IRVINE, CA 92614-2558

ORRICK IP PROSECUTION

Due Date 11/14/04

Action Item: Incomplete reply FINAL

Resp Atty: JWG

Docketed by: UH

Entered: 11/8/04

Date Mailed: 11/04/2004

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NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)*Filing Date Granted***OFFICE OF PETITIONS**

The U.S. Patent and Trademark Office has received your reply on 10/18/2004 to the Notice to File Missing Parts (Notice) mailed 05/14/2004 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application. Replies should be mailed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings must be made on paper that has a white background (see 37 CFR 1.84 (e)). For example, drawings on graph paper, lined paper, or paper that has a non-white background are not acceptable. See Figure(s) 20A-C.

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Liam Letta

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/783,217 Confirmation No.: 6679
Applicant : Michi Garrison
Filing Date : 02/20/2004
Title : METHODS AND APPARATUS FOR LOCALIZED AND SEMI-LOCALIZED
DRUG DELIVERY
Group Art Unit : 3763
Examiner : Not yet assigned
Docket No. : 13854.4003
Customer No. : 34313

Commissioner For Patents
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Alexandria, VA 22313-1450

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RESPONSE TO NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

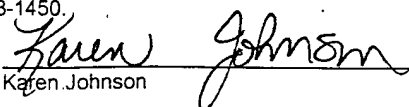
Sir:

The Notice of Incomplete Reply (Nonprovisional) mailed November 4, 2004 stated that FIGS 20A-C were rejected for having a non-white background. The Applicants submitted formal figures on October 14, 2004, each of which had the required white backgrounds. Thus, the Applicants do not understand why this Notice of Incomplete Reply was issued. Nevertheless, the Applicants are hereby resubmitting FIGS. 20A-C. However, the Applicants respectfully Request that the Patent Office verify that the Notice of Incomplete Reply dated November 4, 2004 was properly issued.

CERTIFICATE OF MAILING
37 CFR §1.8

I hereby certify, pursuant to 37 CFR §1.8, that I have reasonable basis to expect that that this paper or fee (along with any referred to as being attached or enclosed) would be mailed or transmitted on or before the date indicated with the United States Postal Service with sufficient postage as first class mail on the date shown below in an envelope addressed to Mail Stop Missing Parts, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: November 15, 2004


Karen Johnson

DOCSOC1:157175.1

Applicant : Michi Garrison
Appl. No. : 10/783,217
Examiner : Not yet assigned
Docket No. : 13854.4003

1. DOCUMENTS ENCLOSED:

In response to the **NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)**,
which was mailed by the Patent Office on November 4, 2004, enclosed are:

- ☐ Declaration
- ☐ Power of Attorney: ☐ Separate or ☐ Combined with Declaration
- ☐ Assignment of the invention to _____ (together with PTO Form 1595)
- ☐ Statement Under 37 CFR § 3.73(b)
- ☒ Replacement Formal Drawings (1 page; FIGS 20A-20C)
- ☒ A copy of the Notice of Incomplete Reply (Nonprovisional)

2. REQUEST FOR EXTENSION OF TIME:

The proceedings herein are for a patent application and the provisions of 37 CFR
§ 1.136 apply.

- ☒ Applicant(s) petitions for an extension of time under 37 CFR § 1.136 [fees:
37 CFR § 1.17(a)(1)-(5)] for the total number of months checked below:

EXTENSION (months)	FEE FOR SMALL ENTITY	FEE FOR OTHER THAN SMALL ENTITY
<input type="checkbox"/> one month	\$55.00	\$110.00
<input type="checkbox"/> two months	\$215.00	\$430.00
<input type="checkbox"/> three months	\$490.00	\$980.00
<input type="checkbox"/> four months	\$765.00	\$1,530.00
<input checked="" type="checkbox"/> five months	\$1,040.00	\$2,080.00

Fee 1,040.00

- ☒ If any extension fee is required, please consider this a petition therefor.

Applicant : Michi Garrison
Appl. No. : 10/783,217
Examiner : Not yet assigned
Docket No. : 13854.4003

3. FILING FEES

☒ Applicant claims small entity status pursuant to 37 CFR 1.27.

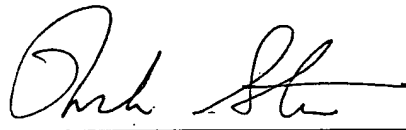
BASIC FILING FEE:				\$0.00
Total Claims	217	- 217 = 0	x \$18.00	\$0.00
Independent Claims	23	- 24 = 0	x \$88.00	\$0.00
Multiple Dependent Claims	\$300	(if applicable)	<input type="checkbox"/>	\$0.00
Surcharge 37 CFR § 1.16(e)	\$130	(if applicable)	<input checked="" type="checkbox"/>	\$0.00
TOTAL OF ABOVE CALCULATIONS				\$0.00
Reduction by ½ for Filing by Small Entity. Note 37 CFR §§ 1.9, 1.27, 1.28. <input checked="" type="checkbox"/>				\$0.00
Extension of Time (from above)				\$1,040.00
Assignment -- \$40 (if applicable) <input type="checkbox"/>				\$0.00
TOTAL FEES SUBMITTED HERewith				\$1,040.00

4. Method of Payment of fees:

- ☐ A check in the amount of \$_____ is enclosed to cover the above fee(s).
- ☒ Charge Orrick's Deposit Account No. **15-0665** in the amount of **\$1,040.00**.
- ☒ The Commissioner is authorized to charge Orrick's Deposit Account No. **15-0665** for any fees required under 37 CFR §§ 1.16, 1.17 and 1.445 that are not covered, in whole or in part, by a check enclosed herewith and to credit any overpayments to said Deposit Account No. **15-0665**.

Respectfully submitted,

ORRICK, HERRINGTON & SUTCLIFFE LLP

By: 

Mark Stirrat
Reg. No. 50,756

Dated: November 15, 2004

Orrick, Herrington & Sutcliffe LLP
4 Park Plaza, Suite 1600
Irvine, CA 92614-2558
Tel. 949-567-6700
Fax: 949-567-6710
Customer Number: 34313



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/783,217	02/20/2004	Michi Garrison	13854.4003

34313
 ORRICK, HERRINGTON & SUTCLIFFE, LLP
 4 PARK PLAZA
 SUITE 1600
 IRVINE, CA 92614-2558

CONFIRMATION NO. 6679

FORMALITIES LETTER

OC000000014291616

OC000000014291616

Date Mailed: 11/04/2004

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NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

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Filing Date Granted

OFFICE OF PETITIONS

The U.S. Patent and Trademark Office has received your reply on 10/18/2004 to the Notice to File Missing Parts (Notice) mailed 05/14/2004 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application. Replies should be mailed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

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Replies should be mailed to: Mail Stop Missing Parts
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 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

Lisa De Ha

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

REPLACEMENT
DRAWING

21/25

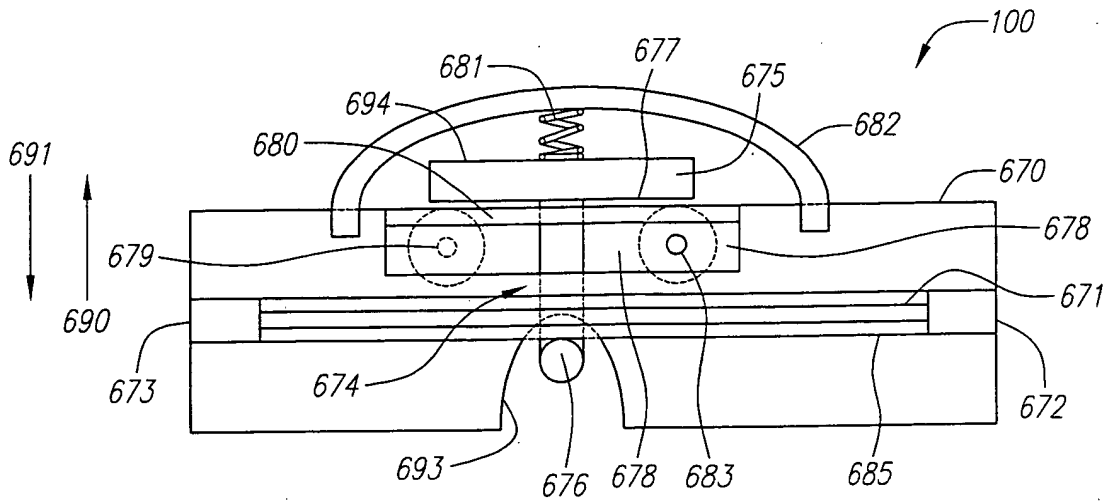


FIG. 20A

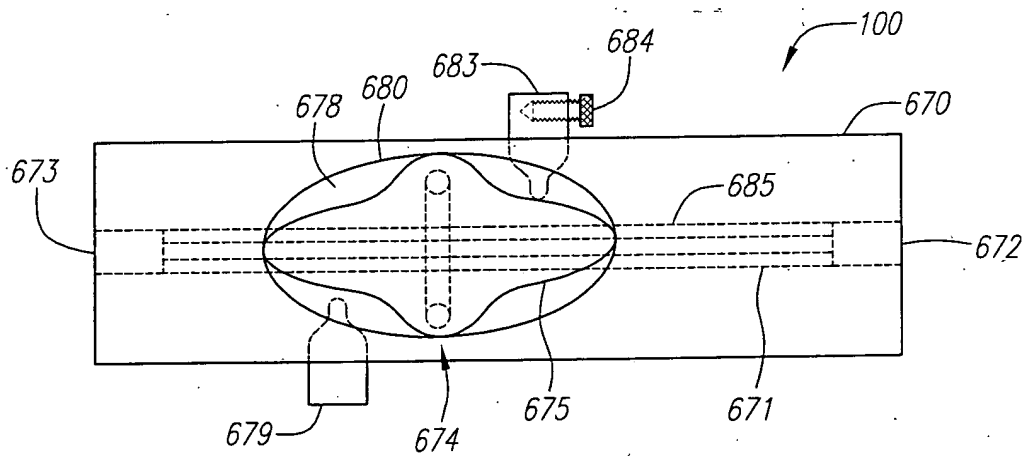


FIG. 20B

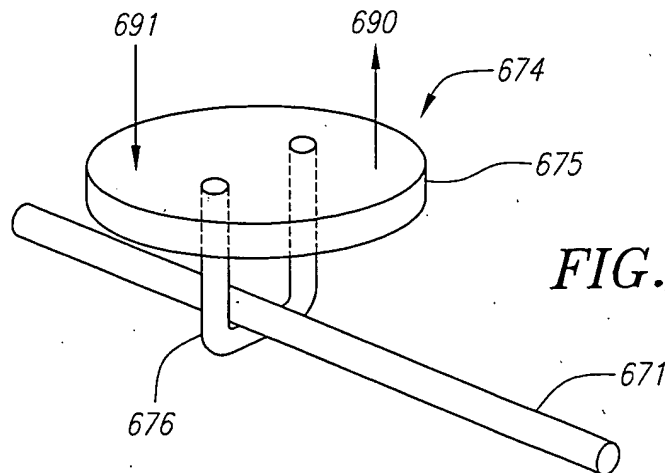


FIG. 20C

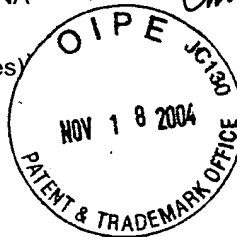
PATENT

Please acknowledge receipt of the following by affixing hereon the Patent and Trademark Office date Stamp and returning this card to our office.

Docket No. 13854.4003 Client Name Venomatrix – Garrison et al.
Title METHODS AND APPARATUS FOR LOCALIZED AND SEMI-LOCALIZED DRUG DELIVERY
Appl. No. 10/783,217 Filing Date 02/20/2004
Priority Appl. No. 10/664,171 Priority Filing Date 09/16/2003
Attorney MS:klj Type of Priority Claimed C-I-P
Date of Deposit 11/15/2004 Express Mail Label No.: NA

Enclosures:

1. Response to Notice of Incomplete Reply (3 pages)
2. Copy of Notice of Incomplete REply (2 pages)
3. Drawing (1 replacement sheet – FIGS. 20A-C)
4. Return Postcard



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Requested Statement Month: October 2004
Deposit Account Number: 150665
Name: ORRICK HERRINGTON & SUTCLIFFE
Attention:
Address: 666 FIFTH AVENUE
City: NEW YORK
State: NY
Zip: 10103-0001

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
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10/22 485	10511788	703538-4010	8021	\$40.00	\$9,286.00



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Page**Deposit Account Statement**

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 Deposit Account Number: 150665
 Name: ORRICK HERRINGTON & SUTCLIFFE
 Attention:
 Address: 666 FIFTH AVENUE
 City: NEW YORK
 State: NY
 Zip: 10103-0001

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
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11/19	463	76381743	706737.6	7004	\$150.00	\$13,449.40
11/22	1	10425003	700693-4023	1806	\$180.00	\$13,269.40
11/22	2	10425003	700693-4023	1201	\$264.00	\$13,005.40
11/22	17	78439940	13533.6009	7901	\$100.00	\$12,905.40
11/22	18	78439940	13533.6009	7951	\$1,389.96	\$11,515.44
11/22	21	10359412	701470.4024	1801	\$790.00	\$10,725.44
11/22	106	78439940	13533.6009	8507	\$30.00	\$10,695.44
11/23	20	10046416	208/001	1806	\$180.00	\$10,515.44
11/23	21	10676628	703427.4002	1806	\$180.00	\$10,335.44
11/23	49	E-REPLENISHMENT		9203	-\$16,589.56	\$26,925.00
11/23	53	PCT/US04/38351	705593.4001	1601	\$300.00	\$26,625.00
11/23	54	PCT/US04/38351	705593.4001	1602	\$1,000.00	\$25,625.00
11/23	54	09780681	19546-020200	2251	\$55.00	\$25,570.00
11/23	55	PCT/US04/38351	705593.4001	1701	\$1,053.00	\$24,517.00
11/23	55	09780681	19546-020200	2202	\$45.00	\$24,472.00
11/23	56	PCT/US04/38351	705593.4001	1703	\$312.00	\$24,160.00
11/23	56	09780681	19546-020200	2201	\$88.00	\$24,072.00
11/23	57	PCT/US04/38351	705593.4001	8007	\$40.00	\$24,032.00
11/23	57	10752323	703427.4003	1806	\$180.00	\$23,852.00
11/23	143	10896104	701470.4101	1051	\$100.00	\$23,722.00
11/23	144	10896104	701470.4101	1251	\$110.00	\$23,612.00
11/23	167	78521116	15422-2	7001	\$335.00	\$23,277.00
11/23	174	09890319	265/130	1501	\$1,370.00	\$21,907.00
11/23	175	09890319	265/130	8001	\$6.00	\$21,901.00
11/23	1349	78521697	910635.6001	7001	\$1,005.00	\$20,896.00
11/24	16	74294998	9377-1/1640	7901	\$100.00	\$20,796.00
11/24	17	74294998	9377-1/1640	7951	\$6,622.61	\$14,173.39
11/24	155	10994045	13533.4051	2001	\$395.00	\$13,778.39
11/24	156	10994045	13533.4051	2202	\$135.00	\$13,643.39
11/24	178	10769519	704174.4003	8021	\$40.00	\$13,603.39

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